Committee Room, Austin, Texas, March 16, 1925. Hon. Barry Miller, President of the

Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 37 carefully examined and compared, and find same correctly enrolled, and have this day at 10:56 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

FIFTIETH DAY.

Senate Chamber, Austin, Texas.

Wednesday, March 18, 1925. The Senate met at 9:30 o'clock a.m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following senators answering to names:

Bailey. Parr. Pollard. Berkeley. Bledsoe. Price. Bowers. Real. Reid. Davis. Russek. Fairchild. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Wirtz. Miller. Moore of Hunt. Witt. Moore of Cooke. Mood Woodward. Murphy. Parnell.

Prayer by the chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Davis.

Senate Bill No. 174—Conference Committee Report On.

By Senator Wirtz:

Committee Room, Austin, Texas, March 17, 1925.

Hon. Barry Miller, President of the Senate; Hon. Lee Satterwhite, Speaker of the House:

Sirs: We, your Conference Committee, appointed to consider the differences between the two Houses on S. B. No. 174, A bill to be entitled "An Act making the people secure in their persons, houses, papers and possessions from all unlawful and unreasonable seizures or searchers, etc., and declaring an emergency."

Have met and after full and free conference have agreed, and do hereby recommend, that the following committee substitute be adopted as the Act of the two Houses:

A BILL To Be Entitled

An Act making the people secure in their persons, houses, papers and possessions from all unlawful and unreasonable seizures or searchers, making it unlawful for any person, or peace officer, or State Ranger to search the private residence, actual place of habitation, place of business, person or possessions of any person without having first obtained a search warrant as required by law; providing for a penalty, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The people shall be secure in their persons, houses, papers and possessions from all unreasonable seizures or searchers; and no warrant to search any place, or to seize any person or thing, shall issue without describing them as near as may be, nor without probable cause, supported by oath, or affirmation.

Sec. 2. It shall be unlawful for any person or peace officer, or State Ranger, to search the private residence, actual place of habitation, place of business, person or personal possessions of any person, without having first obtained a search warrant as required by law.

Sec. 3. Any person violating any provision of this Act shall be deemed guilty of a misdemeanor and upon conviction shall be punished by fine of not less than \$100.00, nor more than \$500.00, or by confinement in the county jail not more than six months, or by both such fine and imprisonment.

Sec. 4. The fact that the people are not secure in their persons, houses, papers and possessions from unlawful and unreasonable seizures and searches, creates an emergency and and imperative public necessity demanding the suspension of the constitutional rule requiring bills to be read on three several days in each House, and such rule is hereby suspended, and that this Act take effect and be

in force from and after its passage, and it is enacted.

MOORE, FARRAR, WILLIAMSON, PETSCH, FRNKA,

On the part of the House.

WIRTZ,
MILLER,
STRONG,
FAIRCHILD,
WOOD,

On the part of the Senate.

The above report was read and adopted.

Executive Message.

Executive Department,
Austin, Texas, March 18, 1925.
To the Senate of Texas, Austin,
Texas.

Gentlemen: I hereby withdraw from your consideration as appointees for Public Weighers for Galveston the names of J. Garrison and H. T. Nelson.

Respectfully,

MIRIAM A. FERGUSON, Governor of Texas.

Senate Bill No. 393—Conference Committee Report on.

Senator Davis called up from the table the Conference Committee Report on S. B. No. 393, the Educational Appropriation Bill. (The report was printed as a supplement to the Journal of the 14th instant.)

Senator Davis explained the report, and moved to adopt the Conference Committee Report, and on that motion moved the previous question, which motion was second-

The motion for the previous question was lost, by the following vote:

Yeas-12.

Bailey. Lewis.
Bledsoe. Miller.
Davis. Parnell.
Floyd. Real.
Hardin of Kaufman.Strong.
Holbrook. Wood.

Nays—18.

Woodward.

Price. Berkeley. Bowers. Reid. Fairchild. Smith. Hardin of Erath. Stuart. Moore of Hunt. Triplett. Ward. Moore of Cooke. Wirtz. Murphy. Witt Parr.

Pollard.

Absent.

Russek.

Senator Pollard moved, as a substitute for the motion, to adopt the report, that the report be rejected and that a new Conference Committee be appointed.

House Bill No. 803.

The hour, 10:30 o'clock a. m., having arrived, at which time H. B. No. 303 had been made a special order, the Chair laid before the Senate, on third reading,

H. B. No. 303, A bill to be entitled "An Act amending Chapter 57 of the General Laws of the First Called Session of the Thirty-seventh Legislature, relating to the State Penitentiary System; providing for the relocation of the State Penitentiary System; providing for the disposition of the penitentiary property to accomplish the purpose of this Act; providing for a modern penitentiary system and facilities; providing for the operation and maintenance of said system; providing the necessary officers, agents and employes and making the necessary appropriations to carry out the purpose of this Act. and declaring an emergency.'

The bill was read third time, and Senator Bledsoe moved the previous question on the bill. The motion for the previous question being seconded, was ordered, by the following vote:

Yeas-19.

Bledsoe. Parr. Davis. Price. Floyd. Real. Hardin of Erath. Reid. Holbrook. Smith. Miller. Stuart. Moore of Hunt. Triplett. Moore of Cooke. Witt. Murphy. Wood. Parnell.

Nays-9.

Bailey. Pollard. Russek. Bowers. Ward. Fairchild. Wirtz. Lewis.

Absent.

Hardin of Kaufman.

(Pair Recorded.)

Senator Strong (present), who would vote nay; with Senator Woodward (absent), who would vote yea.

tutional point of order that all bills shall have a "free discussion, etc." The Chair held that the Senate had ordered the previous question and that the Chair had no control of the

The bill was finally passed, by the following vote:

Yeas-20.

Bledsoe. Parr . Davis. Price. Floyd. Real. Hardin of Erath. Reid. Holbrook. Smith. - Miller. Stuart. Triplett. Moore of Hunt. Moore of Cooke. Ward. Murphy. Witt. Wood. Parnell.

Nays—8.

Bailey. Lewis. Berkeley. Pollard. Bowers. Russek. Wirtz. Fairchild.

Absent.

Hardin of Kaufman.

(Pair Recorded.)

Senator Strong (present), who would vote nay; with Senator Woodward (absent), who would vote yea.

No. 393—Conference Committee Report.

Action recurred on the pending business, the Conference Committee report on S. B. No. 393, the educational appropriation, the question being on the substitute motion by Senator Pollard to reject the report Parr. and ask for the appointment of a new Conference Committee.

Executive Session Postponed.

The Chair here announced that the hour, 11 o'clock a. m., had arrived, which time had been set for the Senate to go into executive session.

Senator Davis moved that the executive session be postponed until 5 o'clock p. m., today.

The motion was adopted.

Senate Bill No. 393-Conference Committee Report.

Action recurred on the pending business, the Conference Committee on S. B. No. 393, the question being

Senator Fairchild made the consti- Pollard to reject the report and that a new Conference Committee be appointed.

> After discussion Senator Davis moved to table the sustitute motion, which motion to table, was lost, by the following vote:

Yeas-13.

Bledsoe. Miller. Davis. Murphy. Fairchild. Parnell. Floyd Real. Hardin of Kaufman Russek. Holbrook. Strong. Lewis.

Nays-19.

Bailey. Reid. Berkeley. Smith. Bowers. Stuart. Hardin of Erath. Triplett. Moore of Hunt. Ward. Moore of Cooke. Wirtz. Witt. Parr. Wood. Pollard. Woodward. Price.

Senator Holbrook moved that the Senate recess until 2 o'clock today, but the motion was lost.

Action recurred on the substitute motion to reject the report and request the appointment of a new Conference Committee.

The substitute motion was lost, by the following vote:

Yeas-14.

Price. Berkeley. Reid. Bowers. Hardin of Erath. Smith. Moore of Hunt. Stuart. Moore of Cooke. Ward. Wirtz. Witt. Pollard.

Nays—14.

Murphy. Bledsoe. Parnell. Davis. Fairchild. Real. Strong. Floyd. Holbrook. Triplett. Wood. Lewis. Woodward. Miller.

Absent.

Hardin of Kaufman.

(Pair Recorded.)

Senator Russek (present), who would vote nay; with Senator Bailey (absent), who would vote yea.

The vote being a tie, the Chair, Lieutenant Governor Miller, voted on the substitute motion by Senator nay and declared the motion lost.

The Conference Committee report was then adopted, by the following vote:

Yeas-17.

Bledsoe. Parnell. Davis. Reid. Fairchild. Strong. Floyd. Triplett. Hardin of Kaufman.Ward. Holbrook. Witt. Lewis. Wood. Miller. Woodward. Murphy.

Nays-12.

Berkeley. Pollard. Price. Hardin of Erath. Moore of Hunt. Smith. Moore of Cooke. Parr. Wirtz.

(Pair Recorded.)

Senator Russek (present), who would vote yea; with Senator Bailey (absent), who would vote nay.

Message From the House.

Hall of the House of Representatives, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 182, A bill to be entitled "An Act granting permission to Cleo Fletcher to bring suit against the State of Texas in the district court of McLennan County, Texas, for personal injuries claimed to be due said Cleo Fletcher for the loss of a leg while in the Reformatory for Juveniles, and declaring an emergency."

H. B. No. 263, A bill to be entitled "An Act requiring every agent or inspector of any railroad or other public carrier on demand of shipper or consignor examining any shipment of fruit, vegetables, grain, livestock or other farm product, prior to the shipment, to ascertain the condition thereof, to forthwith deliver to the shipper or consignor true copies of any and all reports or certificates by him made concerning the condition thereof; making the failure to observe such requirement or the wilful making or publication of a false report as to the condition thereof a misdemeanor and providing a penalty therefor, and declaring an emergency."

H. B. No. 629, A bill to be entitled "An Act to amend Section 4 of Chapter 188 of the Acts of the Legislature of 1917, it being Article 6272 of the Revised Civil Statutes, as amended in 1917, so as to provide that Confederate veterans receiving pensions from the United States government on account of services rendered subsequent to the Civil War shall not be deprived of pensions under the General Laws of this State and that all Confederate veterans who are inmates of the Confederate Home may receive pensions equal in amount to one-half of the pensions payable to non-inmate veterans, and declaring an emergency."

H. B. No. 649, A bill to be entitled "An Act to amend Section 11, of Chapter 182, of the General Laws of the Regular Session of the Thirty-eighth Legislature, increasing the amount of tax to be levied and collected for the maintenance of the Workmen's Compensation Division of the State Fire Insurance Commission."

Failed to pass.

S. B. No. 79, A bill to be entitled "An Act to amend Article 1152 of the Penal Code of the State of Texas, 1911, relating to the punishment of the offense of libel, by providing that the punishment shall be imprisonment in the State penitentiary for a period of time not less than two years nor more than four years."

Refused to pass.

S. B. No. 97, A bill to be entitled "An Act to amend Article 4712, Chapter 1, Title 71 of the Revised Civil Statutes of Texas of 1911, providing for the investment of surplus money of insurance companies; and also to amend Article 4734, Chapter 2, Title 71 of the Revised Civil Statutes of Texas of 1911, prescribing and defining the securities in which the funds of life insurance companies may be invested; and also to amend Article 4776, Chapter 3, Title 71 of the Revised Civil Statutes of Texas of 1911, defining "Texas Securities" in which the "Texas Reserves" of foreign life insurance companies doing business in the State of Texas must be invested; and also to amend Article 4811, Chapter 6, Title 71 of the Revised Civil Statutes of Texas of 1911, defining and prescribing the character of securities in which co-operative life insurance companies organized

under the laws of Texas may invest their funds."

S. B. No. 442, A bill to be entitled "An Act to amend Section 1 of Chapter 71, Special Laws of the Thirtyeighth Legislature, Regular Session, the same being entitled 'An Act to amend Section 1 of Chapter 3, Local and Special Laws, Third Called Session, Thirty-sixth Legislature, amending and revising the metes and bounds of the Moran Independent School District in Shackelford and Callahan Counties, Texas, and declaring an emergency,' so that the said section shall hereafter read as herein set out, and declaring an emergency.

S. B. No. 462, A bill to be entitled "An Act making a supplementary appropriation to pay for work to be carried on in the engineering experiment station at the University of Texas for the years beginning September 1, 1925, and ending August 31, 1927."

Adopted the report of the Free Conference Committee on H. B. No. 76, H. B. No. 8 and S. B. No. 3.

H. B. No. 377, authorizing common school districts to pay off bonded indebtedness.

Respectfully submitted, C. L. PHINNEY, Chief Clerk, House of Representatives.

Senate Concurrent Resolution No. 40.

By Senator Wood:

Whereas, heretofore the Prison Commission purchased from the Fort Bend Cotton Oil Company a certain cotton mill in Fort Bend County, Texas, and executed in part payment therefor its promissory notes aggregating \$93,750.00; and,

Whereas, afterwards a committee from the Thirty-seventh Legislature investigated said purchase and adopted a resolution declaring that, in the judgment of the committee, the Prison Commission was without authority to make said purchase or to execute said notes; and,

Whereas, the Houston National Exchange Bank brought suit on said notes, and the question of the right of the Prison Commission was litigated in the courts, and the Supreme Court of the State of Texas declared that said Prison Commission would have the right to execute said notes:

Whereas, said notes and interest now amount to approximately \$144,-000.00, and the Houston National Exchange Bank, the owner thereof, has to inform the Senate that the House

agreed to take in compromise and settlement of its claim the note of the Prison Commission for \$40,-000.00, dated of even date herewith and drawing interest at the rate of six per cent per annum and payable on the first day of January, 1926, and accept the re-conveyance of said property and said note in full settlement of its claim; and,

Whereas, it is the opinion of the Legislature that said settlement is beneficial to the State of Texas and

the Prison Commission.

Now, Therefore, Be it Resolved, By the Senate of Texas, the House concurring, that the Prison Commission be and it is hereby authorized and directed to accept said settlement and to release said property to the Houston National Exchange Bank and to execute its note for the sum of \$40,000.00, payable as above stipulated, upon the surrender to the Prison Commission and payable to the Fort Bend Cotton Oil Company, and that said note, when so executed is declared to be a valid and binding obligation on the Prison Commission of Texas, and it is hereby directed to pay said note at maturity out of any funds it may then or thereafter have on hand available for said purpose.

The resolution was read, and Senator Bowers moved to refer the resolution to the Committee on Finance.

Senator Wood moved, as a substitute, that the resolution be adopted.

Recess.

On motion of Senator Price the Senate, at 12:45 o'clock p. m., recessed until 2 o'clock today.

After Recess.

The Senate was called to order by Lieutenant Governor Miller.

S. C. R. No. 40.

Action recurred on the pending business, S. C. R. No. 40, the question being on the substitute motion to adopt the resolution.

The motion to adopt the resolution

prevailed.

Message From the House.

Hall of the House of Representatives, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House

has passed the following bills and passed at the Second Called Session resolution, and refused to pass H. J. R. No. 12:

S. B. No. 84, A bill to be entitled "An Act to adopt and establish the Revised Civil Statutes of the State of Texas."

With amendments.

S. B. No. 98, A bill to be entitled "An Act making an appropriation to carry into effect the provisions of Chapter 41, General Laws of the First Called Session of the Thirtyseventh Legislature, and declaring an emergency."

S. B. No. 172, A bill to be entitled "An Act to provide the method of preparing statement of facts in all cases appealed or taken up on writ of error, and for the consideration of same by the appellate courts, and for the inclusion therein of bills of exception, and for the repeal of all laws or parts of laws in conflict with this Act."

S. B. No. 44, A bill to be entitled "An Act to relinquish, quit claim and grant unto all incorporated cities and towns within the State of Texas beds and channels of all rivers. streams and other channels that are now or that may hereafter be within the present or future corporate limits of such incorporated cities and towns so far as such river beds, streams and other channels may be owned or claimed as the property of said State, and declaring an emergency."

With amendments.

H. B. No. 64, A bill to be entitled "An Act to amend Sections 1 and 1a of Chapter 14, General Laws of the Third Called Session of the Thirtyeighth Legislature, so as to regulate the assessment of candidates for the payment of primary expenses and to provide that no candidate's name shall be placed upon the ballot unless he shall have paid his share of such expense, and that no candidate shall be required to pay any sum other than as herein provided to have his name placed upon such ballot, and declaring an emergency."

H. B. No. 221, A bill to be entitled "An Act to amend Article 300, Chapter 2, Title 7 of the Penal Code of the State, so as to exempt keepers of garages and their servants from the operation of Article 299, Chapter 2. Title 7 of said Penal Code, and declaring an emergency.

H. B. No. 337, A bill to be entitled "An Act to amend Sections 2 and 6 of Chapter 62 of the General Laws election system in this State; pro-

of the Thirty-sixth Legislature, relative to analyzing, testing and labeling of agricultural seed offered or exposed for sale in this State; prescribing the label requirements and defining the term 'purity percentage,' and noxious weed seeds, and establishing the minimum rate of occurrence of noxious weed seeds which must show on the tested seed label, by fixing the rate according to the size of the crop seed in which they occur; and providing for the promulgation of rules and regulations by the Commissioner of Agriculture, and authorizing the Commissioner to fix the maximum number of samples that may be tested free of charge for any citizen of the State, and permitting charges for tests of samples submitted in excess of those tested free of charge; providing that all moneys received from the receipts of such fees shall be paid into the State Treasury, and declaring an emergency."

H. B. No. 447, A bill to be entitled An Act imposing an occupation tax upon theatrical, dramatic and musical comedy shows, moving picture shows, opera houses, theaters, tents, air domes, and other such structures used for public entertainment operating for private profit; said tax to be collected from the owner, proprietor or operator of such places of entertainment; said tax to be collected from all shows, moving pictures and other public entertainments or exhibitions given for profit in cities, towns and villages; the amount to be graduated according to the population of said cities, towns and villages as described herein; imposing an annual tax according to said population of said cities, towns, or villages, according to the last preceding Federal census; granting authority to such cities, towns and villages to collect an additional tax equal to one-half the State tax; repealing all laws in conflict herewith, and particularly repealing Sections 13 and 36 of Article 7355, Revised Civil Statutes of the State of Texas, and Chapter 6 of the General Laws of the Third Called Session of the Thirty-eighth Legislature, and all laws or parts of laws in conflict with the provisions of this Act, and declaring an emergency."

S. B. No. 75, A bill to be entitled "An Act regulating and providing for a better election and primary

viding for a preferential or first and second choice ballot in primaries; making provisions for necessary details or poll tax payments, voting and requirements incidental to suffrage and elections, and declaring an emergency.'

S. J. R. No. 10, providing for tax-

ation of school lands.

The House has refused to pass H. J. R. No. 12, increasing the Supreme Court Judges.

> Respectfully submitted, C. L. PHINNEY,

Chief Clerk, House of Representatives.

Senate Bill No. 84-House Amendments Concurred in.

Senator Woodward called up S. B. No. 84 and moved that the Senate concur in the House amendments.

The motion to concur was adopted.

Senate Bill No. 44-House Amendments Concurred in.

Senator Real called up S. B. No. 44 and moved that the Senate concur in the House amendments.

The amendments were read. The motion to concur was adopted.

Simple Resolution No. 66.

The Chair laid before the Senate, S. R. No. 66, A resolution, "to resolve the Senate of Texas into a court of impeachment for the purpose of considering, modifying, changing or setting aside the judgment and sentence of the Senate of Texas in imposing the disqualifications upon the said James E. Ferguson from holding any office of honor, trust or profit in this Bailey.

Senator Fairchild moved that the resolution be adopted, and Senator Price moved, as a substitute, that the further consideration of the resolution be indefinitely postponed.

Senator Fairchild moved the previous question on the pending motions, and the resolution which motion was duly seconded, and was lost by the following vote:

Yeas-10.

Parr. Berkeley. Bowers. Real. Fairchild. Russek. Hardin of Kaufman.Ward. Holbrook. Woodward.

Nays-12.

Bledsoe. Lewis. Davis. Moore of Hunt.

Murphy. Strong. Pollard. Wirtz. Price. Witt. Wood.

Present-Not Voting.

Bailey. Moore of Cooke. Triplett.

Absent.

Parnell. Floyd. Hardin of Erath. Smith. Stuart. Miller.

Action recurred on the motion that the further consideration of the resolution be indefinitely postponed. which motion was adopted, by the following vote:

Yeas-16.

Berkelev. Pollard. Bledsoe. Price. Reid. Davis. Lewis. Stuart. Miller. Triplett. Wirtz. Moore of Hunt. Murphy. Witt. Parnell. Wood.

Nays-13.

Bowers. Parr. Fairchild. Real. Floyd. Russek. Hardin of Erath. Strong. Hardin of Kaufman.Ward. Holbrook, Woodward. Moore of Cooke.

Present—Not Voting.

Absent.

Smith.

Message From the House.

Hall of the House of Representatives, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 387, A bill to be entitled "An Act to amend Articles 6655, 6657 and 6658, Chapter 15, Title 115, Revised Statutes of Texas, providing that employes designated may hear the evidence adduced at a hearing upon the establishment of rates under said chapter of Title 115, and for such purpose shall have the power to administer oaths to the witnesses, compel

of papers, waybills, books, accounts, documents and testimony; that in the event such hearing is had before such employee he shall, if requested by the commission, transmit with a steno graphic report of the evidence his findings and recommendations, which may be approved or disapproved by the commission at its discretion, and an order entered by the commission in accordance with its own determination of the issues involved so as to provide that when a railroad company or other party at interest files a suit against the Railroad Commission of Texas by reason of its decision of a rate, classification, rule, charge, order, act or regulation, the court before whom said cause shall be pending shall not issue a writ of injunction temporarily restraining the enforcement of said rate, classification, rule, charge, order, act or regulation except after notice to the commission and opportunity for hearing on the application for said temporary injunction; providing that in the trial of such cause the findings and order of the commission shall be prima facie evidence of the facts therein stated, and declaring an entergency.

S. B. No. 401, A bill to be entitled "An Act conferring upon counties the right of eminent domain, where land, right of way or easements are necessary to be secured for the construction of jails, courthouses, hospitals. delinquent and dependent schools, poor farms, libraries or for other public purposes, and providing for the institution of such proceedings in the name of the county, and that the assessing of damages shall be in conformity to the statutes of the State of Texas for condemning and acquiring right of way by railroads, and providing that no appeal shall cause suspension of work, and that counties shall not be required to give appeal bond or bond for costs, and declaring an emer-

S. B. No. 402, A bill to be entitled "An Act amending Article 303 of the Penal Code of the State of Texas so as to permit the sale of gasoline and lubricants on Sunday, and declaring an emergency.

S. B. No. 407, A bill to be entitled "Making appropriations to pay the salaries of judges of One Hundred and First and One Hundred and Second Judicial Districts."

their attendance, and the production of the Educational Survey Commission, created by Act of the Thirtyeighth Legislature; to provide for the completion of the work of the said commission, including the preparation of a report embodying therein bills and resolutions for presentation to the Legislature; prescribing the powers and duties of the said commission; providing for filling vacancies in the commission; making an appropriation.

and declaring an emergency."
S. B. No. 423, A bill to be entitled "An Act to amend Article 3903 of the Revised Civil Statutes of the State of Texas, for 1911, as amended by the Thirty-third Legislature at its Regular Session, Chapter 121 and Chapter 142 of the General Laws, as amended by Chapter 55 of the General Laws of the Regular Session of the Thirtyfifth Legislature, and as amended by Chapter 32 of the General Laws of the Third Called Session of the Thirtysixth Legislature, as amended Chapter 96 of the General Laws of the Regular Session of the Thirty-seventh Legislature, authorizing county attorneys and district attorneys in counties having a population in excess of one hundred thousand inhabitants, where there is also a district attorney, to appoint deputies, or assistants, by adding Section 3903a, providing that counties composing one judicial district, and the population being between thirty-seven thousand five hundred, and one hundred thousand, and the county attorney performs the duties of county attorney and the district attorney.

S. B. No. 455, A bill to be entitled "An Act to amend Articles 5585, 5586 and 5587 of the Revised Civil Statutes of Texas, 1911, by specifically providing that the previsions thereof shall extend to levees, dykes, floodways and drainways, and declaring an emergency."

S. B. No. 457, A bill to be entitled "An Act making an appropriation to the Department of Banking for enforcement of the State Banking Laws, and declaring an emergency."

S. B. No. 460, A bill to be entitled "An Act fixing the salary of the State Health Officer of the State of Texas, making appropriation to any such salary.

S. B. No. 372, A bill to be entitled "An Act to amend all that portion of S. B. No. 101 passed at the Regular Session of the Thirty-eighth Leg-S. B. No. 410, A bill to be entitled islature and signed by the Governor "An Act extending the term of office contained under the section headed

"Court of Civil Appeals, Sixth District, Texarkana," and above the section head "Court of Civil Appeals, Seventh District, Amarillo," so that such section as amended will reduce the item of \$2,500.00 for bookcases for the year ending August 31, 1926, from \$2,500.00 to \$1,300.00; and adding a new line to such section providing for the year ending August 31, 1926, the sum of \$600.00, and for the year ending August 31, 1927, the sum of \$600.00 for porter hire, and the sum of \$100.00 for each of said fiscal years for bailiff, and declaring an emergency.'

S. B. No. 383, A bill to be entitled "An Act to increase and fix the salary of the superintendent of public instruction of Harris County, Texas; providing for office and traveling expenses, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 382, A bill to be entitled "An Act to provide for the printing sale and distribution of the Revised Civil Statutes of 1925; the Penal Code, and Code of Criminal Procedure of 1925; as passed at the Regular Session of the Thirty-ninth Legislature: providing that all officers in Texas who have taken out their commission shall be entitled to a copy of said Revised Civil Statutes, Penal Code and Code of Criminal Procedure for the use and benefit of their respective office; providing that each Senator and Representative in the Legislature of the State of Texas shall be entitled to a copy of the Revised Civil Statutes, Penal Code and Code of Criminal Procedure; providing that the State Board of Control shall have printed at the expense of the State ten thousand copies of the Revised Civil Statutes, Penal Code and Code of Criminal procedure to be bound in law sheep and to be sold at actual cost to the State, and declaring an emergency."

S. B. No. 389, A bill to be entitled "An Act prohibiting the establishment and maintenance of cemeteries near incorporated towns or cities and declaring the same to be a nuisance.'

S. B. No. 349, A bill to be entitled "An Act relating to the appropriation and use of water and providing that such water may, in addition to other uses, be appropriated and used for purposes of public parks, game preserves, recreation and pleasure resorts, power and water supply for industrial purposes and domestic use; Lipscomb Independent School Disamending Section 16, Chapter 88, trict in Lipscomb County; enlarging

Acts of the Regular Session of the Thirty-fifth Legislature, providing for the filing of presentations relating to investigation of the use of water and the terms and conditions thereof, that priority of right dates from the filing of same, that such rights shall extend for a period of six months and may be extended by order of the Board of Water Engineers not to exceed a total period of three years and the requisites, conditions and operations of same; providing that the fees paid upon the filing of a presentation may be held for the term thereof or during the period of any extension thereof and be handled according to law, and that all rights under a presentation shall cease at the end of the term thereof unless a permit is issued in pursuance thereof; amending Section 41, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing the fees to be paid to the State Board of Water Engineers for the use of and benefit of the State in matters pertaining to the conduct of said office, the granting permits, extensions of time, and detailed operation of such office, and the maximum fee to be paid for the appropriation and use of water in accordance with the law; providing that any one may construct on his own property a dam or reservoir to contain not to exceed fifty acre-feet of water without securing a permit therefor; providing that any one who shall fail to file annual reports provided by Section 100, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, shall be liable to a penalty therefor not to exceed a maximum of \$150.00; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 461, A bill to be entitled "An Act to provide for a special warrant clerk, one occupation tax auditor and one special examiner for the State Comptroller's Department, and fixing the salaries for each of said positions for the period beginning September 1, 1925, and ending August 31, 1927; appropriating any money in the State Treasury, not otherwise appropriated, and declaring an emergency."

S. B. No. 463, A bill to be entitled "An Act amending Section 1, Chapter 34, Acts of the Regular Session, the boundaries thereof, and declaring an emergency."

S. B. No. 464, A bill to be entitled "An Act to amend S. B. No. 183, passed as an Act of the Thirty-ninth Legislature at its Regular Session, the same being an Act making appropriations for the support and maintenance of the State Government for the two-year period beginning September 1, 1925, and ending August 31, 1927, so as to reitemize the appropriations made for the Executive Department, and declaring an emergency."

S. B. No. 466, A bill to be entitled "An Act to make an appropriation of the sum of ten thousand dollars or so much thereof as may be necessary, payable out of the general revenue not otherwise appropriated, to pay the mileage and per diem of members and to pay the salaries and per diem of the officers and employes of the Thirty-ninth Legislature of the State of Texas, providing for the approval of accounts, and declaring an emergency."

S. B. No. 467, A bill to be entitled "An Act making an appropriation for two years of any unexpended balance of an appropriation made to acquire additional lands for the University of Texas, which appropriation was made by the Thirty-eighth Legislature at its Third Called Session, said Act being Chapter 20 of the General Laws of the Third Called Session of the Thirty-eighth Legislature; the appropriation being made in view of the bonds given in pursuance of Chapter 137, General Laws, Regular Session, Thirty-seventh Legislature, and Chapter 20, General Laws, Third Called Session, Thirty-eighth Legislature, which bonds guarantee that such lands may be acquired at a cost to exceed the amount appropriated by the Legislature for that purpose, and declaring an emergency.

S. B. No. 468, A bill to be entitled "An Act adding to and making a part of the Center Common School District No. 34 of Fisher County, Texas, certain lands and territory contiguous therein and described by metes and bounds herein, conferring upon the board of trustees of the said common school district the authority and jurisdiction over such lands and territory and the inhabitants thereof as are prescribed by the General Laws governing common school districts; repealing all laws and parts of laws, general and special, including S. B. No. 257 passed

by the Thirty-ninth Legislature in direct conflict herewith, and declaring an emergency."

S. B. No. 470, A bill to be entitled 'An Act providing for the sale to the United States of twenty-two acres of land owned by the State of Texas located near El Paso and known as the abandoned site of the school of Mines and Metallurgy; regulating the manner, terms and price of the sale; authorizing and empowering the Governor to make the sale; providing for the payment of the purchase money into the State Treasury for the benefit of the permanent fund of the University; directing the issuance and delivery of patent by the Commissioner of the General Land Office, and declaring an emergency."

S. B. No. 130, A bill to be entitled "An Act to amend Article 4186, Revised Civil Statutes of the State of Texas of 1911, relating to filing of accounts by guardians and furnishing certified copies thereof in certain cases, and declaring an emergency."

S. B. No. 298, A bill to be entitled "An Act providing for the employment of teachers who have been engaged ten years in teaching a special subject, without requiring that they have a certificate, and declaring an emergency."

S. B. No. 312, A bill to be entitled "An Act amending Section 9 of Chapter 87, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature of the State of Texas, amended by Chapter 28, Second Called Session οf the Thirty-sixth Legislature, amended by Chapter 11, Second Called Session of the Thirty-eighth Legislature, by limiting the issuance of notes to four per cent of the proposed cost of improvements to be made in creating water improvement districts; and amending Section 80 of Chapter 87 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature of the State of Texas. by omitting the provision in the last part of said section which provides for the change in boundary lines in irrigation districts; and amending Section 118a, Chapter 87 of the Acts of the Regular Session of the Thirtyfifth Legislature, added in Chapter 28, First Called Session of the Thirty-sixth Legislature, referring to the inclusion of towns and municipal corporations in water improvement districts, and declaring an emergen-

S. B. No. 327, A bill to be entitled "An Act relating to water improvement districts and providing that lands admitted to a water improvement district organized or operating under Section 59, Article 16 of the State Constitution may be admitted upon agreement that same be taxed upon assessment of benefit plan or upon a uniform acreage basis or upon a definite annual payment; providing that in the collection of delinquent taxes the attorney's fees of not to exceed 10 per cent of such taxes shall be added to same and judgment may be recovered therefor, and that publication of delinquent tax rolls is not prerequisite to the filing of such suits; amending Section 72, Chapter 87, Acts of the Regular Session of the Thirty-fifth Legislature as amended by Section 1, Chapter 58, Acts of the Regular Session of the Thirty-eighth Legislature, and being Article 7718 of the Revised Civil Statutes of 1925, providing for the election of five directors for a district and that in certain districts, containing not to exceed 12,-000 acres of land in which 60 per cent or more of the lands are owned by persons who do not reside in the district in which the petition for organization so provides such directors shall be appointed by the county commissioners' court and the procedure thereof; providing that assessments of a water improvement district for maintenance and operation shall be a lien against the lands assessed and shall not be barred by limitation; amending Section 83, Chapter 87, Acts of the Regular Session of the Thirty-fifth Legislature, and being Articles 7732 to 7736, inclusive, of the Revised Civil Statutes of 1925, providing that lands in an adjoining county may be added to a district in the same manner as if situated in the same county, providing a water improvement district may file reports and make audits for each calendar year, and declaring an emergency."

S. B. No. 332, A bill to be entitled 'An Act to amend Article 3720 of Chapter 1 of Title 54 of the Revised Statutes of 1911, so as to provide how executions shall issue when a sole plaintiff or one of several plaintiffs shall die after judgment, repealing all laws or parts of laws in conflict herewith, and declaring an emergency.

S. B. No. 334, A bill to be entitled

96, Revised Civil Statutes of Texas, 1911, as amended by Chapter 31, General Laws of the Thirty-eighth Legislature, Second Called Session, 1923, relating to the bond of county treasurer as treasurer of the navigation district so that said article shall provide for the bond to cover all funds in the hands of the treasurer of said district and so as to provide for the conditions and approval of said bond and so as to provide for a district depository; providing that all laws, or parts of laws, in conflict herewith, are repealed, and declaring an emergency."

S. B. No. 342, A bill to be entitled "An Act amending Section 1 of Chapter 62, of the General Laws passed at the Regular Session of the Thirtysecond Legislature, so as to change the amount of money that Commissioners' courts may appropriate for farmers co-operative demonstration work from \$1000.00 per year to \$1500.00 per year and providing that commissioners' courts may co-operate in such work with the United States Department of Agriculture and the Agricultural and Mechanical College of Texas, and declaring an emergency.'

S. B. No. 351, A bill to be entitled "An Act setting aside all lands owned by the State of Texas and the Prison Commission of Texas, located in Cherokee County, for the reforestation purposes to be used for such purposes by the Agricultural and Mechanical College, and declaring an emergency.

S. B. No. 222, A bill to be entitled "An Act to prevent unnecessary noises in the operation of motor vehicles and motorcycles on the public highways; making it an offense to operate on any public highway or street in this State a motor vehicle or motorcycle not equipped with a muffler or equipped with a muffler cutout; defining the term "muffler"; defining the term "muffler cutout" prescribing penalties for violation of the Act, and declaring an emergency."

S. B. No. 236, A bill to be entitled "An Act making an emergency appropriation for the State penitentiary system; restricting the use of said appropriation and providing that it shall not be used for certain purposes, and declaring an emergency.'

S. B. No. 259, A bill to be entitled "An Act amending Chapter 6, Sec-"An Act amending Article 5988, Title | tion 1, pages 7 and 8 of the laws passed at the Regular Session of the Thirty-seventh Legislature, by extending for a period of five years from the date of the permit, on certain specified conditions, all permits to prospect for oil and gas heretofore issued on University lands and public school land, which were unsold on February 1, 1921, and fresh water lakes and islands therein which had not expired on February 1, 1921, and extending for a period of ten years from the date of the permit on the same conditions, all permits to prospect for oil and gas heretofore issued on river beds or channels which have not expired when this Act goes into effect, and extending for like periods and on like conditions, all permits to prospect for oil and gas heretofore issued on said land and said areas and all permits to prospect for oil and gas heretofore issued after the Mineral Act of 1917 went into effect, on islands, salt water lakes, bays, inlets, marshes, and reefs owned by the State of Texas within tide-water limits, and that portion of the Gulf of Mexico within the jurisdiction of Texas, which permits had expired on February 1, 1921, but on which the drilling of a well or wells had been begun in good faith or with reference to which permits and the right of the owner of the same to the possession of the area included therein bona fide litigation had existed during the whole or a part of the term of the permit, providing that said permits are extended on the conditions stated in said Act as here amended, so that said Section 1 of said Act shall hereafter read as follows, and declaring an emergency."

S. B. No. 262, A bill to be entitled "An Act to amend Article 2820, Title 48, Chapter 15, Revised Statutes 1911, providing for official ballots and other supplies to be furnished Hon. Barry Miller, President of the in school trustee elections, providing for returns of said elections to be made to the county judge, providing for canvassing said returns and issuing commissions, repealing all laws in conflict herewith, and declaring an emergency.'

S. B. No. 268, A bill to be entitled "An Act to amend Sections 1, 3 and 5 of Chapter 163 of an Act of the Regular Session of the Thirty-sixth Legislature, approved April 3, 1919, relating to the advertisement and sale of public free school and asylum land, and adding another section at which numerous songs were sub-

by the Supreme Court to be void and other sales; allowing forfeiting owners six months in which to redeem their forfeited land, and declearing an emergency.'

S. B. No. 290, A bill to be entitled "An Acct to amend Section 2, Chapter 185 of the Acts of the Regular Session of the Thirty-eighth Legislature of the State of Texas, pertaining to the business of private banks so as to eliminate the retroactive feature of said Act, and declaring and emergency."

S. B. No. 202, A bill to be entitled "An Act to amend Article 4859, Title 71, Chapter 7 of the Revised Statutes of 1911, as amended by Chapter 50 of the Acts of the Regular Session of the Thirty-sixth Legislature. approved March 13, 1919, by adding 4859a, thereto Articles 4859b. 4859c, 4859d, and 4859e, so as to provide that there shall not be more than 2,000 members in any one class or group, and further providing that every local mutual aid association hereafter organized in this State shall first obtain a permit from the Commissioner of Insurance; providing that such associations shall have a president, and that the officer having charge of the funds of such associations now or hereafter organized shall execute a bond to be approved by the president thereof and payable to him in the sum of not less than \$1,000.00 and \$1.00 for each member in excess of 1,000 members; providing penalties for violations of the provisions of this Act, and declaring an emergency."

Respectfully submitted, C. L. PHINNEY, Chief Clerk, House of Representatives.

Report of Song Committee.

Senate Chamber, Austin, Texas, March 18, 1925. Senate; Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sirs: We, your Joint Committee of the House and Senate, appointed by the Lieutenant Governor and the Speaker of the House in accordance with joint resolution, to pass upon and make recommendations regarding the adoption of the State Song,

Have had this matter under consideration for some time, and beg to submit the following report:

We have had two public hearings providing for validating sales held mitted and rendered. We wish to

state that each and every song submitted won the praise and approval of the committee, and we wish to commend each of the authors of the songs submitted for their patriotic work in assisting Texas in procuring the State Song. Many of these songs possess exceptional merit, but the committee, not being composed of experienced musicians, has been unable to agree as to any one song, but has agreed on the selection of what the committee considers the six best songs, and we recommend that these songs be sung and used by the people of Texas until the next session of the Legislature so that the people may be able to form an opinion as to which song should be adopted.

The songs that are considered the six best, in the opinion of the committee, are as follows:

"Texas, Our Texas," by Gladys Jackson Wright and Wm. J. Marsh of Fort Worth.

"Shine on Forever," by Rudolph Kleberg, formerly of Austin.

"Texas, the Lone Star State," by LuIa Sutton Williams of Fort Worth.

"Texas," by Mrs. Aline Michaelis and Mrs. Lena Milam of Austin.

"All Hail to Texas," by Randolph Haynes of Austin.

"Texas Triumphant," by Mrs Robt. G. Crosby of Austin.

We recommend that one song out of the six above be selected at the following session of the Legislature.

House Committee: Dunn, Brown, Teer, McNatt.

Senate Committee: Parnell, Parr, Stuart.

House Bill No. 563.

The Chair laid before the Senate, on third reading,

H. B. No. 563, A bill to be entitled "An Act creating and incorporating the Runningwater Independent School District of Hale County, Texas, for free school purposes only; defining its boundaries; vesting it with all the rights, powers, duties and privileges of independent school districts under the General Laws of Texas pertaining thereto; providing a board of trustees, raising of revenue by taxation, issuing bonds and maintaining public free schools therein; vesting all lands, buildings Bailey. and all other property now owned Berkeley. and held for free school purposes by Runningwater Common School Dis-Bowers.

trict in the Runningwater Independent School District, etc."

The bill was read third time and passed finally, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman.Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. \mathbf{Wood} . Murphy. Woodward. Parnell.

House Bill No. 393.

The Chair laid before the Senate, on second reading,

H. B. No. 393, A bill to be entitled "An Act to amend Article 1120 of Title 15 of Chapter 1 of the Code of Criminal Procedure of 1911, as amended by Chapter 127 of the Acts of the Regular Session of the Thirty-fourth Legislature and by Chapter 70 of the Acts of the Regular Session of the Thirty-sixth Legislature, so as to provide that the maximum number of days for which a district attorney may receive pay shall not exceed 230 in any one year in all judicial districts of this State, composed of two counties or more, and declaring an emergency."

The bill was read second time, and Senator Strong offered the following amendment:

Amend S. B. No. 393 by striking out "230 days" and insert in lieu thereof "210 days."

On motion of Senator Wirtz the amendment was tabled.

The bill was read second time and passed to a third reading.

passed to a third reading.
On motion of Senator Wirtz, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 393 put on its third reading and final passage, by the following vote:

Yeas-27.

Bailey. Davis.
Berkeley. Fairchild.
Bledsoe. Floyd.
Bowers. Hardin of Erath.

| Hardin of Kaufman Russek. | | |
|---------------------------|-----------|--|
| Holbrook. | Strong. | |
| Miller. | Stuart. | |
| Moore of Hunt. | Triplett. | |
| Moore of Cooke. | Ward. | |
| Murphy. | Wirtz. | |
| Parr. | Witt. | |
| Price. | Wood. | |
| Real. | Woodward. | |
| Reid. | | |
| Nays—1. | | |

Parnell.

Smith.

Pollard.

Absent.

Lewis.

H. B. No. 393 was laid before the Senate, read third time, and passed finally.

House Bill No. 97.

Senator Fairchild moved to suspend the pending business, H. B. No. 16, and take up H. B. No. 97, and Senator Murphy moved, as a substitute, that the Senate proceed with the consideration of the calendar.

Senator Fairchild moved to table substitute motion, which motion to table was adopted, by the following vote:

Yeas-20.

Berkeley. Miller. Moore of Cooke. Bledsoe. Pollard. Bowers. Davis. Price. Russek. Fairchild. Floyd. Strong. Hardin of Erath. Triplett. Hardin of Kaufman.Ward. Wood. Holbrook. Lewis. Woodward.

Nays-9.

Moore of Hunt. Reid.
Murphy. Stuart.
Parnell. Wirtz.
Parr. Witt.

Real.

Present-Not Voting.

Bailey.

Absent.

Smith.

Senator Hardin of Kaufman moved to table the motion to take up H. B. No. 97, which motion was lost.

Action recurred on the motion to take up H. B. No. 97, which motion was adopted, by the following vote, a two-thirds vote being necessary:

Yeas-22.

Berkeley. Pollard. Price. Bledsoe. Bowers. Real. Russek. Davis. Fairchild. Smith. Floyd. Strong. Triplett. Hardin of Erath. Holbrook. Ward. 7 Witt. Lewis. Miller. Wood.

Moore of Hunt. Woodward. Nays—8.

Bailey. Parr.
Hardin of Kaufman Reid.
Murphy. Stuart.
Parnell. Wirtz.

Absent.

Moore of Cooke.

The Chair laid before the Senate, on second reading,

H. B. No. 97, A bill to be entitled "An Act to appropriate two million dollars (\$2,000,000) out of the general funds of the State to aid all the public schools for the scholastic year beginning September 1, 1926, and ending August 31, 1926, and two million dollars (\$2,000,000) out of the general funds of the State to aid all public schools for the scholastic year beginning September 1, 1925, and ending August 31, 1927, the same to be distributed as the available school fund is now distributed, and declaring an emergency."

The bill was read second time, and Senator Davis offered the following amendment:

Amend H. B. No. 97, by striking out the words and figures "fifteen (\$15.00)" wherever they appear in the caption and the bill, and insert in lieu thereof the words and figures "fourteen (\$14.00)."

The amendment was read, and Senator Floyd moved to table the same, which motion to table was adopted, by the following vote:

Yeas--19.

Bledsoe. Parr. Pollard. Bowers. Fairchild. Price. Floyd. Reid. Hardin of Erath. Russek. Smith. Holbrook. Lewis. Stuart. Miller. Triplett. Moore of Hunt. Woodward. Moore of Cooke.

Nays-10.

Berkeley. Strong.
Davis. Ward.
Murphy. Wirtz.
Parnell. Witt.
Real. Wood.

Present-Not Voting.

Bailey.

Absent.

Hardin of Kaufman

Senator Davis offered the following amendment:

Amend H. B. No. 97, by striking out the words and figures, "three million (\$3,000,000.00)" wherever they appear in the caption and bill, and insert in lieu thereof the words and figures, "one million five hundred thousand (\$1,-500,000.00)."

The amendment was read and lost, by the following vote:

Yeas-12.

Bailey. Strong.
Berkeley. Stuart.
Bledsoe. Ward.
Davis. Wirtz.
Murphy. Witt.
Real. Wood.

Nays—18.

Bowers. Parnell. Fairchild. Parr. Floyd. Pollard. Hardin of Erath. Price. Holbrook. Reid. Lewis. Russek. Miller. Smith. Moore of Hunt. Triplett. Moore of Cooke. Woodward.

Absent.

Hardin of Kaufman,

H. B. No. 97 was passed to a third reading.

Senator Murphy moved to take up, now, H. B. No. 16.

The motion was lost.

Senator Floyd moved that the constitutional rule requiring bills to be read on three several days be suspended and H. B. No. 97 be put on its third reading and final passage.

The motion was lost, by the following vote, a four-fifths vote being necessary:

Yeas—15.

Bledsoe. Fairchild. Bowers. Floyd.

Hardin of Erath.
Lewis.
Moore of Hunt.
Moore of Cooke.
Parnell.
Pollard.
Price.
Reid.
Smith.
Triplett.
Wood.

Navs-12.

Bailey. Real.
Berkeley. Strong.
Davis. Stuart.
Miller. Wirtz.
Murphy. Witt.
Parr. Woodward.

Absent.

Hardin of Kaufman Russek. Holbrook. Ward.

Message from the House.

Hall of the House of Representatives, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

S. B. No. 303, A bill to be entitled "An Act to provide that owners of public free school land heretofore purchased from the State of Texas, which land may hereafter be forfeited for non-payment of interest as now provided by law, provided said forfeiture was caused by reason of interest accrued or accruing prior to the taking effect of this Act, shall have the right to repurchase said lands or any part thereof at the re-appraised value thereof under the law now governing such sales, and leaving any lien and valid contractural right existing in and to the land so repurchased unimpaired and providing for a revaluation of such land by the Commissioner of the General Land Office as may be desired to be repurchased under this Act, and declaring an emergency.

S. B. No. 364, A bill to be entitled "An Act providing that cities and towns under five thousand population shall have the power to appropriate property for public purposes, and declaring an emergency."

With amendments.

S. B. No. 405, A bill to be entitled "An Act creating the Crawford Independent School District in McLennan County, Texas; defining its boundaries, including the present Crawford Independent School District; providing for a board of trustees in said district, conferring upon said dis-

trict and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of Texas upon independent school districts and the boards of trustees thereof, or any other law or laws that may be hereafter enacted governing independent school districts created or incorporated for free school purposes only under the General Laws of this State; providing that the present board of trustees continue in office until the expiration of their respective terms; repealing all laws in conflict, and declaring an emergency."

S. B. No. 427, A bill to be entitled "An Act to empower and direct the Governor of the State of Texas, with the consent of the city of Austin, to cancel the lease heretofore made by the State of Texas to the city of Austin of certain land lying between the Colorado River and outlots one (1) and eleven (11) in division "Z," in the city of Austin, and declaring an emergency."

H. J. R. No. 12, Increasing the membership of the Supreme Court. Respectfully submitted,

C. L. PHINNEY, Chief Clerk, House of Representatives.

House Bill No. 16.

The Chair laid before the Senate, on second reading,

H. B. No. 16, A bill to be entitled Bowers. "An Act to amend Section 1 of Chapter 5 of the General Laws of the First Called Session of the Thirtythird Legislature, relating to indeterminate sentences, the purpose of this amendment being to provide for the discharge of certain convicts under indeterminate sentences upon certain conditions, and providing that this Act shall apply to convicts now serving indeterminate sentences in the penitentiary as well as to those who shall hereafter be sentenced to indeterminate terms of imprisonment in the penitentiary."

Senator Murphy offered the following amendment, which was read and adopted.

Amend H. B. No. 16 by adding in the Caption the words "and declaring an emergency" and by adding a new section as follows:

The fact that the Section present law regulating the indeterminate sentences of persons con-victed of felonies and sentenced to and confined in the penitentiary is inoperative and unsatisfactory and the fact that the condition of the has passed the following resolution:

calendar is crowded and this is the last day of the Session of the Legislature on which bills may be considered creates an imperative public necessity requiring that the constitutional rule requiring bills to be read on three separate days be and the same is hereby suspended and this bill shall take effect from and after its passage.

The bill was read second time and

passed to a third reading.

On motion of Senator Murphy, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 16 put on its third reading and final passage, by the following vote:

Yeas-26.

| Parr. |
|-----------|
| Pollard. |
| Price. |
| Real. |
| Reid. |
| Russek. |
| Stuart. |
| Triplett. |
| Ward. |
| Wirtz. |
| Witt. |
| Wood. |
| Woodward. |
| |

Nay-1.

Absent.

Hardin of Kaufman.Smith. Moore of Hunt. Strong.

H. B. No. 16 was laid before the Senate, read third time and passed finally.

Senator Wood moved to suspend the calendar except as to the consideration of local House bills until all local bills had been passed, which motion was adopted.

House Bill No. 601.

The Chair laid before the Senate, on second reading,

H. B. No. 601, which was read and laid on the table subject to call.

Message From the House.

Hall of the House of Representatives, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House

H. C. R. No. 59, A concurrent resolution, "Recalling H. B. 593 from the Governor for correction."

Respectfully submitted, C. L. PHINNEY. Chief Clerk, House of Representatives.

Senate Bill No. 382.

Senator Bailey called up S. B. No. 382 and moved that the Senate concur in the House amendments.

The amendments were read. The motion to concur was adopted, by the following vote:

Yeas-28.

Parr. Bailey. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Reid. Davis Fairchild. Russek. Floyd. Strong. Hardin of Erath. Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Cooke. Witt. Murphy. Wood. Woodward. Parnell.

Absent.

Hardin of Kaufman.Smith. Moore of Hunt.

House Bill No. 603.

The Chair laid before the Senate, on second reading,

H. B. No. 603, which was laid on the table, subject to call.

House Bill No. 365.

The Chair laid before the Senate, on second reading,

H. B. No. 365, A bill to be entitled "An Act to create Common School District No. 5 in Refugio County, Texas; providing for a board of trustees therefor; vesting said common Parnell. school district board of trustees with all the rights, powers, privileges and conferred upon duties common school districts incorporated under the General Laws of Texas, and providing for a board of trustees to serve until the time for the next election of school trustees as provided by General Law; providing for the validation of all contracts, bonds or other valid indebtedness and tax levies of the present Common School District No. 5, as created by this Act, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 365 put on its third reading and final passage. by the following vote:

Yeas-31.

| Bailey. | Parr. |
|------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers, | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufma | |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward |
| Parnell. | |

H. B. No. 365 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-31.

| | Bailey. | Parr. |
|---|-------------------|-----------|
| | Berkeley. | Pollard. |
| | Bledsoe. | Price. |
| | Bowers. | Real. |
| | Davis. | Reid. |
| | Fairchild. | Russek. |
| | Floyd. | Smith. |
| | Hardin of Erath. | Strong. |
| | Hardin of Kaufman | Stuart. |
| l | Holbrook. | Triplett. |
| | Lewis. | Ward. |
| ı | Miller. | Wirtz. |
| ı | Moore of Hunt. | Witt. |
| ı | Moore of Cooke. | Wood. |
| I | Murphy. | Woodward. |
| 1 | | |

H. C. R. No. 59.

The Chair laid before the Senate. on second reading,

H. C. R. No. 59, recalling H. B. No. 593 for correction.

The resolution was read and adopted.

House Bill No. 604.

The Chair laid before the Senate, on second reading, H. B. No. 604, A bill to be entitled

"An Act creating and incorporating

the Twin Wells Independent County Line School District, lying in the counties of Dickens and Kent, in the State of Texas."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 604 put on its third reading and final passage, by the following vote:

Yeas--31.

| Bailey. | Parr. |
|-------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufman | ı.Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

H. B. No. 604 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas—31.

| Bailey. | Parr. |
|-------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufmar | ı.Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

House Bill No. 676.

The Chair laid before the Senate, on second reading,

H. B. No. 676, A bill to be entitled "An Act to amend Chapter 132, Local and Special Laws, Thirty-fifth Legislature, Regular Session, same that the being an Act creating Pineland Inde-adopted.

pendent School District No. 3 in Sabine County, Texas.'

The committee report, providing that the bill be not printed, was

The bill was read second time and

passed to a third reading.
On motion of Senator Fairchild, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 676 put on its third reading and final passage, by the following vote:

Yeas-31.

| Bailey. | Parr. |
|-------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufman | Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

H. B. No. 676 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-31.

| | Bailey. | Parr. |
|---|-------------------|-----------|
| | Berkeley. | Pollard. |
| | Bledsoe. | Price. |
| ı | Bowers. | Real. |
| | Davis. | Reid. |
| | Fairchild. | Russek. |
| | Floyd. | Smith. |
| i | Hardin of Erath. | Strong. |
| | Hardin of Kaufmar | ıStuart. |
| İ | Holbrook. | Triplett. |
| | Lewis. | Ward. |
| | Miller. | Wirtz. |
| | Moore of Hunt. | Witt. |
| | Moore of Cooke. | Wood. |
| ı | Murphy. | Woodward. |
| | Parnell. | |

House Bill No. 611.

The Chair laid before the Senate, on second reading,

H. B. No. 611, A bill to be entitled "An Act creating the Salem Independent School District in Swisher County, Texas.

The committee report, providing that the bill be not printed, was The bill was read second time and

passed to a third reading.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 611 put on its third reading and final passage, by the following vote:

Yeas-31.

Parr. Bailey. Pollard. Berkeley. Bledsoe. Price. Bowers. Real. Reid Davis. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Triplett. Holbrook. Ward. Lewis. Wirtz. Miller. Moore of Hunt. Witt. Wood. Moore of Cooke. Woodward. Murphy. Parnell.

H. B. No. 611 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-31.

Parr. Bailey. Berkeley. Pollard. Price. Bledsoe. Bowers. Real. Reid. Davis. Russek. Fairchild. Smith. Floyd. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Wirtz. Miller. Moore of Hunt. Witt. Moore of Cooke. Wood. Woodward. Murphy. Parnell.

House Bill No. 671.

The Chair laid before the Senate, on second reading,

H. B. No. 671, A bill to be entitled "An Act creating the Pearsall Independent School District.

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.
On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 671 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

H. B. No. 671 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

Bailey. Parr. Berkelev. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

House Bill No. 613.

The Chair laid before the Senate, on second reading,

H. B. No. 613, A bill to be entitled "An Act creating and establishing Sweeny Independent School District in Brazoria County, Texas."

The bill was laid on the table subiect to call.

House Bill No. 615.

The Chair laid before the Senate, on second reading,

H. B. No. 615, A bill to be entitled "An Act creating the St. Paul Independent School District, situated in San Patricio County, Texas.'

The committee report, providing that the bill be not printed, and with amendment, was adopted.

The bill was read second time and

passed to a third reading.
On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 619 put on suspended and H. B. No. 615 put on its third reading and final passage, its third reading and final passage, by the following vote:

Yeas—31.

| | • |
|-------------------|-----------|
| Bailey. | Pollard. |
| Berkeley. | Parr. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufman | Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

Senate, read third time and passed finally, by the following vote: finally, by the following vote:

Yeas--31.

| Bailey. | Pollard. |
|------------------|-----------|
| Berkeley. | Parr. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufma | n Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| ·Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

Senator Parnell moved to reconsider the vote by the Senate.

The Senate was considering local bills only, and the motion was lost.

House Bill No. 619.

The Chair laid before the Senate, on second reading,

H. B. No. 619, A bill to be entitled "An Act creating and incorporating Robertson Independent School District in Crosby County, Texas."

The Committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to engrossment. On motion of Senator Parnell, the passed to a third reading. constitutional rule requiring bills to On motion of Senator Bledsoe, the

by the following vote:

Yeas—31.

| Bailey. | Pollard. |
|------------------|------------|
| Berkeley. | Parr. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufma | ın Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

H. B. No. 619 was laid before the H. B. No. 615 was laid before the Senate, read third time and passed

Yeas--31.

| Bailey. | Pollard. |
|-------------------|---|
| Berkeley. | Parr. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Rušsek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufmai | n.Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward |
| Parnell. | |
| | Berkeley. Bledsoe. Bowers. Davis. Fairchild. Floyd. Hardin of Erath. Hardin of Kaufman Holbrook. Lewis. Miller. Moore of Hunt. Moore of Cooke. Murphy. |

Executive Session Postponed.

On motion of Senator Strong the hour for the executive session for 5 o'clocck today was changed to 10:30 o'clock tomorrow.

House Bill No. 626.

The Chair laid before the Senate, on second reading,

H. B. No. 626, A bill to be entitled "An Act to create the Westbrook Independent School District, in Mit-

chell County, Texas."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

be read on three several days was consitutional rule requiring bills to

be read on three several days was suspended and H. B. No. 626 put on its third reading and final passage, by the following vote:

Yeas-31.

| Bailey. | Pollard. |
|-------------------|-----------|
| Berkeley. | Parr. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufman | Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

H. B. No. 626 was laid before the Senate, read third time and passed | Senate, read third time and passed finally, by the following vote:

Yeas—31.

| Bailey. | Parr. |
|-------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. • | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath | Strong. |
| Hardin of Kaufman | Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

House Bill No. 637.

The Chair laid before the Senate, on second reading,

H. B. No. 637, A bill to be entitled "An Act to create a more efficient road system for Stonewall County, Texas; providing that the commissioners' court of said county shall be authorized to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Bledsoe, the

be read on three several days was suspended and H. B. No. 637 put on its third reading and final passage, by the following vote:

Yeas-31.

| | Bailey. | Parr. |
|---|-------------------|------------|
| | Berkeley. | Pollard. |
| | Bledsoe. | Price. |
| | Bowers. | Real. |
| | Davis. | Reid. |
| ı | Fairchild. | Russek. |
| | Floyd. | Smith. |
| | Hardin of Erath | Strong. |
| | Hardin of Kaufman | |
| | Holbrook. | Triplett. |
| | Lewis. | Ward. |
| | Miller. | Wirtz. |
| ı | Moore of Hunt. | Witt. |
| ļ | | Wood. |
| ļ | Murphy. | Woodward. |
| | Parnell. | mood mara. |
| | | |

H. B. No. 637 was laid before the finally, by the following vote:

Yeas-31.

| Bailey. | Parr. |
|-------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath | Strong. |
| Hardin of Kaufman | Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward |
| | |

House Bill No. 639.

The Chair laid before the Senate,

on second reading,

Parnell.

H. B. No. 639, A bill to be entitled "An Act to amend Chapter 75 of the Acts of the Third Called Session of the Thirty-sixth Legislature, creating the Emory Independent School District."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Moore of Hunt, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 639 put on its third reading and final constitutional rule requiring bills to passage, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Reid. Davis. Russek. Fairchild. Smith. Floyd. Hardin of Erath Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Wirtz. Miller. Moore of Hunt. Witt. Moore of Cooke. Wood. Woodward. Murphy. Parnell.

H. B. No. 639 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

Bailey. Parr. Pollard. Berkeley. Bledsoe. Price. Real. Bowers. Davis. Reid. Fairchild. Russek. Smith. Floyd. Hardin of Erath Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Ward. Lewis. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Woodward. Murphy. Parnell.

House Bill No. 640.

The Chair laid before the Senate,

on second reading,

H. B. No. 640, A bill to be entitled "An Act to amend an Act creating and incorporating the O'Donnell Independent School District in the counties of Lynn and Dawson in the State of Texas."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 640 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey. Bledsoe. Bowers.

Price. Davis. Fairchild. Real. Floyd. Reid. Hardin of Erath Russek. Hardin of Kaufman Smith. Holbrook. Strong. Lewis. Stuart. Miller. Triplett. Moore of Hunt. Ward. Moore of Cooke. Wirtz. Murphy. Witt. Parnell. Wood. Woodward. Parr. Pollard.

H. B. No. 640 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath Strong. Hardin of Kaufman.Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

House Bill No. 641.

The Chair laid before the Senate, on second reading,

H. B. No. 641, A bill to be entitled 'An Act to create the Montgomery Independent School District in Montgomery County, Texas."

On motion of Senator Lewis the consideration of the bill was indefinitely postponed.

House Bill No. 642.

The Chair laid before the Senate, on second reading,

H. B. No. 642, A bill to be entitled "An Act to validate the incorporation of the City of Littlefield, as adopted by the qualified voters of said city at an election held on the 9th day of August, 1924, under the provisions of Chapter 15, Title 22, Revised Civil Statutes of 1911, as amended by Chapter 21, Acts of 1913, Regular Session, as amended by Chapter 6, Acts of 1921, Regular Session."

The committee report, providing that the bill be not printed, was

adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 642 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr Berkeley. Pollard. Bledsoe. Price. Bowers Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Strong. Hardin of Erath Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

H. B. No. 642 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Witt. Moore of Hunt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

House Bill No. 646.

The Chair laid before the Senate, on second reading,

H. B. No. 646, A bill to be entitled "An Act to amend Section 1, of Chapter 9, Special Laws of the Thirty-sixth Legislature, Third Called Session, the same being entitled 'An Act extending the boundaries of and adding territory to the Lamesa Independent School District in Dawson County."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 646 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid Fairchild. Russek. Smith. Floyd. Hardin of Erath Strong. Hardin of Kaufman.Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

H. B. No. 646 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

Parr. Bailey. Pollard. Berkeley. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Smith. Floyd. Strong. Hardin of Erath Hardin of Kaufman Stuart. Holbrook. Triplett. Ward. Lewis. Wirtz. Miller. Moore of Hunt. Witt. Wood. Moore of Cooke. Murphy. Woodward. Parnell.

House Bill No. 643.

The Chair laid before the Senate, on second reading,

H. B. No. 643, A bill to be entitled "An Act to create Calliham Independent School District in Live Oak and McMullen County, Texas, including therein the present Calliham School District No. 3 of the said counties."

The committee report, providing that the bill be not printed, was adopted.

The bill was read, and Senator Parr offered the following amendment, which was read and adopted:

Amend H. B. No. 643, by striking out the words "Live Oak" where it appears in the last line of the caption of said bill and insert in lieu of same the word "McMullen."

The bill was read second time and

passed to a third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 643 put on its third reading and final passage, by the following vote:

Yeas-31.

Parr. Bailey. Pollard. Berkeley. Bledsoe. Price. Real. Bowers. Davis. Reid. Fairchild. Russek. Smith. Floyd. Hardin of Erath Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt Wood. Moore of Cooke. Woodward. Murphy. Parnell.

H. B. No. 643 was laid before the Senate, read third time and passed finally by the following vote:

Yeas-31.

Parr. Bailey. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Russek. Fairchild. Smith. Floyd. Hardin of Erath Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Ward. Lewis. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

House Bill No. 650.

The Chair laid before the Senate, on second reading,

H. B. No. 650, A bill to be entitled "An Act amending Chapter 29 of the General Laws of the Regular Session of the Thirty-eighth Legislature, so as to abolish the office of district attorney in the Seventy-seventh Judicial suspended and H. B. No. 651 put on

District on and after January 1, 1927, and providing that on and after said date the county attorney of each county of said district shall perform the duties of a district attorney in said Seventy-seventh District Court in their respective counties, and declaring an emergency."

The committee report, providing that the bill be not printed, was

adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Hardin of Kaufman, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 650 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr. Pollard. Berkeley. Price. Bledsoe. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Ward. Lewis. Wirtz. Miller. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

H. B. No. 650 was laid before the Senate, read third time and passed finally.

House Bill No. 651.

The Chair laid before the Senate, on second reading,

H. B. No. 651, A bill to be entitled "An Act creating the Woodrow Independent School District in Lubbock County, Texas, out of the same territory now comprising the Woodrow Common School District No. 21, in Lubbock County, Texas, as established and defined by Act of the Thirty-sixth Legislature of the State of Texas.'

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and and passed to a third reading.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was its third reading and final passage, by the following vote:

Yeas-31.

| Bailey. | Parr. |
|-------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath | Strong. |
| Hardin of Kaufman | |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke | Wood. |
| Murphy. | Woodward. |
| Parneli. | woodwaru. |

H. B. No. 651 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas—31.

| Bailey. | Parr. |
|------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath | Strong. |
| Hardin of Kaufma | n Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

House Bill No. 652.

The Chair laid before the Senate. | Parnell. on second reading,

H. B. No. 652, A bill to be entitled "An Act creating and incorporating the Pep Independent School District, in Hockley, Lamb and Cochran Counties, Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties authority; authorizing said and board to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds.

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

constiutional rule requiring bills to be read on three several days was suspended and H. B. No. 652, put on its third reading and final passage, by the following vote:

Yeas--31.

| Parr. |
|-----------|
| Pollard. |
| Price. |
| Real. |
| Reid. |
| Russek. |
| Smith. |
| Strong. |
| nStuart. |
| Triplett. |
| Ward. |
| Wirtz. |
| Witt. |
| Wood. |
| Woodward. |
| |
| |

H. B. No. 652 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

| | Bailey. | Parr. |
|---|-------------------|-----------|
| | Berkeley. | Pollard. |
| | Bledsoe. | Price. |
| | Bowers. | Real. |
| | Davis. | Reid. |
| | Fairchild. | Russek. |
| | Floyd. | Smith. |
| | Hardin of Erath | Strong. |
| | Hardin of Kaufman | nStuart. |
| | Holbrook. | Triplett. |
| | Lewis. | Ward. |
| | Miller. | Wirtz. |
| ١ | Moore of Hunt. | Witt. |
| | Moore of Cooke. | Wood. |
| i | Murphy. | Woodward. |
| | Parnall | |

House Bill No. 653.

The Chair laid before the Senate, on second reading,

H. B. No. 653, A bill to be entitled "An Act creating a special road law for Coleman County.

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Hardin of Kaufman, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 650 put on its third reading and On motion of Senator Bledsoe, the final passage, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt Moore of Cooke. Wood. Murphy. Woodward. Parnell.

H. B. No. 650 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

Parr. Bailey. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath Strong. Hardin of KaufmanStuart. Triplett. Holbrook. Ward. Lewis. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward, Parnell.

House Bill No. 656.

The Chair laid before the Senate, on second reading,

H. B. No. 656, A bill to be entitled "An Act to create the Bodenhammer Common School District in McCulloch County, Texas, including therein the present Bodenhammer Common School District No. 40, in McCulloch County."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

. On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 656 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr. Berkelev. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

H. B. No. 656 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

| | Bailey. | Parr. |
|---|-------------------|-----------|
| | Berkeley. | Pollard. |
| | Bledsoe. | Price. |
| | Bowers. | Real. |
| | Davis. | Reid. |
| | Fairchild. | Russek. |
| | Floyd. | Smith. |
| | Hardin of Erath. | Strong. |
| ı | Hardin of Kaufman | Stuart. |
| | Holbrook. | Triplett. |
| | Lewis. | Ward. |
| ı | Miller. | Wirtz. |
| Į | Moore of Hunt. | Witt. |
| I | Moore of Cooke. | Wood. |
| ı | Murphy. | Woodward. |
| ļ | Parnell. | |

House Bill No. 657.

The Chair laid before the Senate, on second reading,

H. B. No. 657, A bill to be entitled "An Act to incorporate Trinidad Independent School District in Henderson County, Texas, out of territory now comprising the Trinidad Common School District No. 6 in Henderson County, Texas."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Hardin of Kaufman, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 657 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey. Berkeley.

Pollard. Bledsoe. Bowers. Price. Real. Davis. Reid. Fairchild. Floyd. Russek Hardin of Erath. Smith. Hardin of Kaufman Strong. Holbrook. Stuart. Triplett. Lewis. Miller. Ward. Moore of Hunt. Wirtz. Moore of Cooke. Witt. Murphy. Wood. Parnell. Woodward. Parr.

H. B. No. 657 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-31.

Bailey. Parr. Berkelev. Pollard. Price. Bledsoe. Real. Bowers. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Ward. Lewis. Wirtz. Miller. Moore of Hunt. Witt. Wood. Moore of Cooke. Woodward. Murphy. Parnell.

House Bill No. 648.

The Chair laid before the Senate,

on second reading,

H. B. No. 648, A bill to be entitled "An Act to create the Whiteland Common School District in McCulloch County."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 648 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Floyd.
Berkeley. Hardin of Erath.
Bledsoe. Hardin of Kaufman.
Bowers. Holbrook.
Davis. Lewis.
Fairchild. Miller.

Moore of Hunt. Smith. Moore of Cooke. Strong. Murphy. Stuart. Parnell. Triplett. Parr. Ward Pollard. Wirtz. Price. Witt. Real. Wood. Woodward. Reid. Russek.

H. B. No. 648 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-31.

Bailey. Parr. Pollard. Berkeley. Bledsoe. Price. Bowers. Real: Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Wood. Moore of Cooke. Murphy. Woodward. Parnell.

Executive Messages.

Executive Department, Austin, Texas, March 18, 1925. To the Senate of Texas, Austin, Texas.

Gentlemen: I hereby withdraw from your consideration for Public Weighers of Galveston the names of J. Garrison and H. T. Nelson, and ask that you do not consider them.

Respectfully,

MIRIAM A. FERGUSON, Governor of Texas.

Executive Department,
Austin, Texas, March 18, 1925.
To the Senate of Texas, Austin,
Texas.

Gentlemen: I respectfully request your advice, consent and confirmation to the appointment of Hon. Robert Cole of Wilbarger County as Judge of the Forty-sixth Judicial District of Texas to take the place of Judge J. V. Leak, resigned.

Respectfully,

MIRIAM A. FERGUSON, Governor of Texas. Executive Department,
Austin, Texas, March 18, 1925.
To the Senate of Texas, Austin,
Texas.

Gentlemen: I herewith submit to you for your advice, consent and confirmation the appointment of the Notaries Public named in the attached list.

Respectfully submitted, Polla MIRIAM, A. FERGUSON, Governor of Texas. Real.

House Bill No. 659.

The Chair laid before the Senate,

on second reading,

H. B. No. 659, A bill to be entitled "An Act creating an independent school district to be known as the Holt Independent School District, situated in Hutchinson County, Texas, described by meter and bounds, comprising the territory of Common School District No. 8 of Hutchinson County."

The committee report, providing that the bill be not printed, was

adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 659 put on its third reading and final passage, by the following vote:

Yeas--31.

| Bailey. | Parr. |
|-------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufman | nStuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

H. B. No. 659 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-31.

| Bailey. | Davis. |
|-----------|------------------|
| Berkeley. | Fairchild. |
| Bledsoe. | Floyd. |
| Bowers. | Hardin of Erath. |

| i | Hardin of Kaufman Reid. | |
|---|-------------------------|-----------|
| | Holbrook. | Russek. |
| | Lewis. | Smith. |
| | Miller. | Strong. |
| | Moore of Hunt. | Stuart. |
| | Moore of Cooke. | Triplett. |
| ĺ | Murphy. | Ward. |
| | Parnell. | Wirtz. |
| | Parr. | Witt. |
| | Pollard. | Wood. |
| | Price. | Woodward. |
| | Roal | |

House Bill No. 660.

The Chair laid before the Senate, on second reading,

H. B. No. 660, A bill to be entitled "An Act creating and establishing the North Park Independent School District of Taylor County, Texas, including therein the present North Park Common School District No. 39 of Taylor County."

The committee report, providing that the bill be not printed, was

adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Smith, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 660 put on its third reading and final passage, by the following vote:

Yeas-31.

| ш | U | |
|---|-------------------|-----------|
| İ | Bailey. | Parr. |
| ļ | Berkeley. | Pollard. |
| | Bledsoe. | Price. |
| ĺ | Bowers. | Real. |
| | Davis. | Reid. |
| ĺ | Fairchild. | Russek. |
| | Floyd. | Smith. |
| | Hardin of Erath. | Strong. |
| | Hardin of Kaufman | Stuart. |
| | Holbrook. | Triplett. |
| | Lewis. | Ward. |
| | Miller. | Wirtz. |
| | Moore of Hunt. | Witt. |
| | Moore of Cooke. | Wood. |
| | Murphy. | Woodward. |
| ı | Parnell. | |

H. B. No. 660 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-31.

| | I Can OI, |
|------------|-----------------------------|
| Bailey. | Hardin of Erath. |
| Berkeley. | Hardin of Ka ufman . |
| Bledsoe. | Holbrook. |
| Bowers. | Lewis. |
| Davis. | Miller. |
| Fairchild. | Moore of Hunt. |
| Floyd. | Moore of Cooke. |

Strong. Murphy. Parnell. Stuart. Parr. Triplett. Pollard. Ward. Wirtz. Price. Real. Witt. Reid. Wood. Woodward. Russek. Smith.

House Bill No. 663.

The Chair laid before the Senate, on second reading,

H. B. No. 663, A bill to be entitled "An Act creating and incorporating the Dilley County Line Independent School District out of territory in Frio and LaSalle Counties."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 663 put on its third reading and final passage, by the following vote:

Yeas-31.

Parr. Bailey. Pollard. Berkeley. Bledsoe. Price. Bowers. Real. Reid Davis. Russek. Fairchild. Floyd. Smith. Hardin of Erath. Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Ward. Lewis. Wirtz. Miller. Moore of Hunt. Witt. Wood. Moore of Cooke. Murphy. Woodward. Parnell.

H. B. No. 663 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-31.

Miller. Bailey. Berkeley. Moore of Hunt. Moore of Cooke. Bledsoe. Murphy. Bowers. Parnell. Davis. Fairchild. Parr. Pollard. Flovd. Hardin of Erath. Price. Hardin of Kaufman.Real. Reid. Holbrook. Russek. Lewis.

Smith. Wirtz.
Strong. Witt.
Stuart. Wood.
Triplett. Woodward.
Ward.

House Bill No. 665.

The Chair laid before the Senate, on second reading,

H. B. No. 665, A bill to be entitled "An Act to create Giles Independent School District in Donley County, Texas, including therein Giles Common School District No. 4 of the said county."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Reid, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 665 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr. Pollard. Berkelev. Price. Bledsoe. Real. Bowers. Davis. Reid. Russek. Fairchild. Smith. Floyd. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Wirtz. Miller. Moore of Hunt. Witt. Wood. Moore of Cooke. Woodward. Murphy. Parnell.

H. B. No. 665 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas--31.

Bailey. Parr. Berkeley. Pollard. Price. Bledsoe. Real. Bowers. Davis. Reid. Fairchild. Russek. Smith. Flovd. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Triplett. Holbrook. Ward. Lewis. Wirtz. Miller. Witt. Moore of Hunt. Wood. Moore of Cooke. Woodward. Murphy. Parnell.

House Bill No. 666.

The Chair laid before the Senate, on second reading,

H. B. No. 666, A bill to be entitled "An Act to create Common School District No. 6 in McMullen County, Texas."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 666 put on its third reading and final passage, by the following vote:

Yeas-31.

Parr. Bailey. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

H. B. No. 666 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real Reid. Davis. • Fairchild. Russek. Flovd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Ward. Lewis. Miller. Wirtz. Witt. Moore of Hunt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

House Bill No. 669.

The Chair laid before the Senate, on second reading,

H. B. No. 669, A bill to be entitled "An Act creating, establishing and | ject to call.

incorporating the Hidalgo Independent School District in Hidalgo Coun-

ty, Texas, etc."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.
On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 669 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Woodward. Murphy. Parnell.

H. B. No. 669 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas--31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Reid Davis. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Wood. Moore of Cooke. Woodward. Murphy. Parnell.

House Bill No. 674.

The Chair laid before the Senate, on second reading,

H. B. No. 674, A bill to be entitled "An Act creating the Lometa Independent School District, in Lampasas County."

The bill was laid on the table, sub-

House Bill No. 677.

The Chair laid before the Senate, on second reading,

H. B. No. 677, A bill to be entitled 'An Act to create Henderson Independent School District in Concho County, Texas."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.
On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 677 put on its third reading and final passage, by the following vote:

Yeas—31.

Parr. Bailey. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Flovd. Smith. Hardin of Erath. Strong. Hardin of Kaufman.Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz, Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

H. B. No. 677 was laid before the Senate, read third time and passed finally by the following vote:

Yes-31.

Parr. Bailey. Pollard. Berkelev. Price. Bledsoe. Real. Bowers. Davis. Reid. Russek. Fairchild. Floyd. Smith. Hardin of Erath. Strong. Hardin of Kaufman Stuart. Triplett. Holbrook. Lewis. Ward. Wirtz. Miller. Witt. Moore of Hunt. Wood. Moore of Cooke. Woodward. Murphy. Parnell.

House Bill No. 678.

The Chair laid before the Senate, on second reading,

H. B. No. 678, A bill to be entitled "An Act to amend Chapter 8, Special | Parnell.

Laws of the Thirty-sixth Legislature, Third Called Session, the same being an Act creating and establishing the Paint Rock Independent School District in Concho County, Texas, so as to increase the limits of the said district by adding thereto certain lands and territory adjoining the said district as hereinafter described, and making said land and territory a part of the Paint Rock Independent School Distirct, repealing all laws and parts of laws in direct conflict herewith, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 678 put on its third reading and final passage, by the following vote: .

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Flovd Smith. Hardin of Erath. Strong. Hardin of Kaufman.Stuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Woodward. Murphy.

Parnell.

H. B. No. 678 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

Parr. Bailey. Pollard. Berkeley. Bledsoe. Price. Real. Bowers. Davis. Reid. Russek. Fairchild. Smith. Floyd. Hardin of Erath. Strong. Hardin of Kaufman.Stuart. Holbrook. Triplett. Ward. Lewis. Wirtz. Miller. Moore of Hunt. Witt. Moore of Cooke. Wood. Woodward. Murphy.

House Bill No. 682.

The Chair laid before the Senate,

on second reading,

H. B. No. 682, A bill to be entitled "An Act creating and incorporating the Tolosa Common School District in Kaufman County."

The committee report, providing that the bill be not printed, was

adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Hardin of Kaufman, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 682 put on its third reading and final passage, by the following vote:

Yeas-31.

| Bailey. | Parr. |
|------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufma | n.Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

H. B. No. 682 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

| Bailey. | Parr. |
|------------------|-----------|
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufma | n.Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward. |
| Parnell. | |

House Bill No. 683.

The Chair laid before the Senate, on second reading,

H. B. No. 683, A bill to be entitled "An Act to create and establish the

Beeville Independent School District in Bee County, Texas, including therein the territory of the present Beeville Independent District as incorporated under the General Law; providing a board of trustees for the said district and conferring upon the board of trustees the rights, powers and duties prescribed by General Law for independent school district trustees; validating current contracts, indebtedness, and tax levies of the present Beeville Independent School District as the valid and subsisting contracts, indebtedness and taxes of the district as hereby created, and declaring an emergency."

The committee report, providing that the bill be not printed, was

adopted.

The bill was read second time and

passed to a third reading.

On moiton of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 683 put on its third reading and final passage, by the following vote:

Yeas-31.

| 1 | |
|-------------|-----------------|
| Bailey. | Parr. |
| Berkeley. | Pollard. |
| Bledsoe. | Price. |
| Bowers. | Real. |
| Davis. | Reid. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin of E | Erath. Strong. |
| Hardin of F | Caufman Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of H | |
| Moore of Co | |
| Murphy. | Woodward. |
| Parnell. | |

H. B. No. 683 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-31.

| į | Bailey. | Moore of Hunt. |
|---|-------------------|-----------------|
| | Berkeley. | Moore of Cooke. |
| | Bledsoe. | Murphy. |
| ŀ | Bowers. | Parnell. |
| | Davis. | Parr. |
| | Fairchild. | Pollard. |
| | Floyd. | Price. |
| Į | Hardin of Erath. | Real. |
| | Hardin of Kaufman | ı,Reid. |
| i | Holbrook. | Russek. |
| ŀ | Lewis. | Smith. |
| | Miller. | Strong. |

Witt. Stuart. Triplett. Wood. Ward. Woodward. Wirtz.

House Bill No. 685.

The Chair laid before the Senate, on second reading,

H. B. No. 685, A bill to be entitled "An Act amending Section 1, Chapter 34. Acts of the Regular Session, Thirtyfifth Legislature, creating the Lipscomb Independent School District in Lipscomb County; enlarging the boundaries thereof, and declaring an the emergency.

The bill was laid on the table, subject to call.

House Bill No. 690.

The Chair laid before the Senate, on second reading,

H. B. No. 690, A bill to be entitled "An Act to amend Chapter 155 of the Acts of the Thirty-fourth Legislature as amended by Chapter 23 of the Acts of the Thirty-fifth Legislature, and to amend Subdivisions 9, 75 and 80 of Article 30, Title 5, of the Revised Civil Statutes of the State of Texas, and to amend Chapter 104 of the laws passed by the Thirty-eighth Legislature approved March 21, 1923, and to reorganize the Seventy-fifth Judicial District of Texas and to remove therefrom the county of Montgomery; and to reorganize the Ninth Judicial District of Texas and remove therefrom the counties of Hardin and Liberty, and to add thereto the county of Waller, and to remove said county of Waller from the Eightieth Judicial District of the State of Texas, and fixing the time of holding court in said Seventy-fifth, Ninth and Eightieth Judicial Districts, and providing for the continuance in office of the present district judges and district attorney within certain limits, and validating processes, bonds, recognizance and decrees issued and rendered under existing arrangements: and repealing all laws and parts of laws in conflict herewith, and declaring an emergency.'

The committee report, providing that the bill be not printed, was

The bill was read second time and

passed to a third reading.
On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 690 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Murphy. Woodward.

Parnell.

H. B. No. 690 was laid before the Senate, read third time and passed finally.

House Bill No. 667.

The Chaid laid before the Senate, on second reading,

H. B. No. 667, A bill to be entitled "An Act to create the Glasscock County Independent School District in Glasscock County, Texas.

The Senate rule, requiring committee report to lay over for one day, was suspended.

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and and passed to a third reading.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 667 put on its third reading and final passage, by the following vote:

Yeas-31.

Bailey. Parr. Pollard. Berkeley. Bledsoe. Price. Bowers. Real. Reid. Davis. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Moore of Cooke. Wood. Woodward. Murphy. Parnell.

H. B. No. 667 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas--31.

Bailey. Parr. Berkeley. Pollard. Price. Bledsoe. Bowers. Real. Reid. Davis. Fairchild. Russek. Floyd. Smith. Hardin of Erath. Strong. Hardin of KaufmanStuart. Holbrook. Triplett. Lewis. Ward. Miller. Wirtz. Moore of Hunt. Witt. Wood. Moore of Cooke. Woodward. Murphy. Parnell.

House Joint Resolution No. 9.

The Chair laid before the Senate, H. J. R. No. 9, eliminating the provision from the Constitution authorizing the Legislature to create local and special districts.

The Senate rule, requiring committee reports to lay over for one day, was suspended.

The committee report, providing that the bill be not printed, was

adopted.

The resolution was read and passed by the following two-thirds vote:

Yeas-26.

Bailey. Parnell. Berkeley. Pollard. Bledsoe. Price. Bowers. Real. Davis. Reid. Russek. Fairchild. Floyd. Strong. Hardin of Kaufman Triplett. Holbrook. Ward. Lewis. Wirtz. Witt. Miller. Moore of Cooke. Wood. Woodward. Murphy.

Absent.

Hardin of Erath. Smith. Moore of Hunt. Stuart. Parr.

. House Bill No. 612.

The Chair laid before the Senate, on second reading,

H. B. No. 612, A bill to be entitled "An Act requiring the screening of irrigation ditches to prevent fish escaping from other waters and coming into the waters of such irrigation ditches; making it an offense to violate or fail to comply with this Act; adopted.

providing that the Act shall apply to Tom Green, Howard, Reagan, Glasscock, Irion and Sterling Counties only; prescribing penalties, and de-

claring an emergency."

The Senate rule, requiring committee reports to lay over for one

day, was suspended.

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Berkeley, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 612 put on its third reading and final passage, by the following vote:

Yeas-23.

Berkeley. Parnell. Bledsoe. Pollard. Bowers. Real. Reid. Davis. Fairchild. Russek. Floyd. Strong. Hardin of Erath. Triplett. Hardin of Kaufman.Ward. Wirtz. Holbrook. Wood. Lewis. Woodward. Miller. Moore of Cooke.

Absent.

Price. Bailey. Moore of Hunt. Smith. Stuart. Murphy. Witt. Parr.

H. B. No. 612 was laid before the Senate, read third time and passed finally.

House Bill No. 569.

The Chair laid before the Senate, on second reading,

H. B. No. 569, A bill to be entitled "An Act to validate all homestead claims or pre-emptions filed in the General Land Office July 16, 1888, and on which the residence of the first assignee can not be proved, but on which the second assignee has lived twenty years or more, and authorizing patents to be issued thereon, and declaring an emergency.

The Senate rule, requiring committee reports to lay over for one

day, was suspended.

The committee report, providing that the bill be not printed, was

The bill was read second time and Russek.

passed to a third reading.

On motion of Senator Miller, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 569 put on its third reading and final passage, by the following vote:

Yeas—27.

Bailey. Pollard. Berkelev. Parr Bledsoe. Price. Davis. Real. Fairchild. Reid. Floyd. Russek. Hardin of Erath. Strong. Hardin of Kaufman.Triplett. Holbrook. Ward. Lewis. Wirtz. Miller. Witt. Moore of Cooke. Wood. Murphy. Woodward. Parnell.

Absent.

Bowers. Smith. Moore of Hunt. Stuart.

H. B. No. 569 was laid before the Senate, read third time and passed finally.

House Bill No. 143.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 143, A bill to be entitled "An Act for the protection of those dealing with trustees."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Murphy, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 143 put on its third reading and final passage, by the following vote:

Yeas-25.

Bailey. Lewis. Berkeley. Miller. Bledsoe. Moore of Cooke. Davis. Murphy. Fairchild. Parnell. Pollard. Floyd. Hardin of Erath. Price. Hardin of KaufmanReal. Holbrook.

Russek. Witt.
Triplett. Wood.
Ward. Woodward.
Wirtz.

Absent.

Smith.

Strong.

Stuart.

• •

Bowers.
Moore of Hunt.
Parr.

H. B. No. 143 was laid before the Senate, read third time and passed finally.

House Bill No. 689.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 689, A bill to be entitled "An Act making a supplemental appropriation for the Texas ranger force."

The Senate rule, requiring committee reports to lay over for one day, was suspended.

The committee report, providing that the bill be not printed, was adopted.

Senator Wood moved to reconsider the vote by which the bill was passed to a third reading.

Senator Woodward offered the fillowing amendment, which was read and adopted:

Amend H. B. No. 689 by adding to the Caption the words "and declaring an emergency," and by adding to the bill a new section as follows:

The fact that this is Section —. the last day on which House bills can be considered and passed in the Senate, and the fact of the crowded condition of the calendar and that there are many bills pending thereon, and the fact that the appropriation made in the departmental appropriation bill is insufficient and inadequate for the support and maintenance of the Adjutant General's Department, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and it is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The bill was read second time and passed to a third reading.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 689 put on its third reading and final passage, by the following vote:

Yeas-23.

Bailey. Parnell. Berkeley. Pollard. Bledsoe. Real. Bowers. Reid. Davis. Russek. Fairchild. Strong. Floyd. Triplett. Hardin of Erath. Ward. Holbrook. Witt. Lewis. Wood. Miller. Woodward. Moore of Cooke.

Nays-3.

Hardin of Kaufman.Wirtz. Murphy.

Absent.

Moore of Hunt. Smith. Parr. Stuart. Price.

H. B. No. 689 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas-21.

Pollard. Bailey. Berkeley. Real. Bledsoe. Reid. Bowers. Russek. Davis. Strong. Fairchild. Triplett. Hardin of Erath. Ward. Holbrook. Witt. Lewis. Wood. Miller. Woodward. Parnell.

Nays—2.

Murphy.

Wirtz.

Absent.

Floyd. Parr. Hardin of Kaufman Price. Moore of Hunt. Smith.

(Pair Recorded.)

Senator Moore of Cooke (present), who would vote nay; with Senator Stuart (absent), who would vote yea.

House Bill No. 877.

On motion of Senator Parnell, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 377 put on its third reading and final passage, by the following vote:

Yeas-29.

Bailey. Parnell. Berkeley. Parr. Bledsoe. Pollard. Bowers. Price. Davis. Real. Fairchild. Reid. Floyd. Russek. Hardin of Erath. Strong. Hardin of Kaufman. Triplett. Holbrook. Ward. Lewis. Wirtz. Miller. Witt. Moore of Hunt. Wood. Moore of Cooke. Woodward. Murphy.

Absent.

Smith.

Stuart.

The Senate rule, requiring that committee reports lay over for one day, was suspended.

The Chair laid before the Senate, on second reading,

S. B. No. 377, A bill to be entitled "An Act creating the Willamar Independent School District in Willacy County, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws upon independent school districts and the boards of trustees thereof; providing that the management and control of the public free schools of said district shall be vested in a board of trustees composed of five persons; and providing for the election and qualification of said trustees; providing for the assumption by said district of the outstanding bonded indebtedness; providing for the appointment of a tax assessor and collector and board of equalization for said district, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

Senator Parnell offered the following amendments, which were read and adopted:

Amend the bill by inserting a new section immediately before the emergency clause, as follows:

"Section 3. The provisions of this Act shall apply also to the governing boards of all cities, counties and political subdivisions in this State whose bonds are owned or may hereafter be owned by the Permanent School Fund of the State.

Amend the bill, page 1138 of the Journal, column 1, in the fifth line from the bottom of the page, by inserting after the words, "as provided in the Act," the following: "unless said bonds are being redeemed for the purpose of being refunded."

The bill was read second time and passed to a third reading.

On motion of Senator Parnell, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 377 put on its third reading and final passage, by the following vote:

Yeas—27.

Bailey. Parnell. Berkelev. Parr. Bledsoe. Pollard. Real. Bowers. Davis. Reid. Fairchild. Russek. Floyd. Strong. Hardin of Kaufman. Triplett. Holbrook. Ward. Lewis. Wirtz. Miller. Witt. Wood. Moore of Hunt. Moore of Cooke. Woodward. Murphy.

Absent.

Hardin of Erath. Smith. Price. Stuart.

H. B. No. 377 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas-29.

Bailey. Parnell. Berkeley. Parr. Bledsoe. Pollard. Bowers. Price. Davis. Real. Reid Fairchild. Russek. Floyd Hardin of Erath. Strong. Hardin of Kaufman. Triplett. Holbrook. Ward. Lewis. Wirtz. Witt. Miller. Moore of Hunt. Wood. Moore of Cooke. Woodward. Murphy.

Absent.

Stuart. Smith.

House Bill No. 474.

The Chair laid before the Senate. on second reading,

H. B. No. 474, A bill to be entitled "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes of Texas, 1911, as amended by Chapter 72, General Laws of the Thirty-third Legislature, and Chapters 26 and 99, General Laws of the Thirty-fourth Legislature, and Chapter 131, General Laws of the Thirtyfifth Legislature, and Chapter 10 of the General Laws of the Second Called Session of the Thirty-fifth Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named, so as to include Hudspeth County, Texas, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

passed to a third reading.

On motion of Senator Murphy, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 474 put on its third reading and final passage, by the following vote:

Yeas-30.

| Bailey. | Parnell. |
|-------------------|-----------|
| Berkeley. | Parr. |
| Bledsoe. | Pollard. |
| Lowers. | Price. |
| Davis. | Real. |
| Fairchild. | Reid. |
| Floyd. | Russek. |
| Hardin of Erath. | Strong. |
| Hardin of Kaufmai | n.Stuart. |
| Holbrook. | Triplett. |
| Lewis. | Ward |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward |

Absent.

Smith.

H. B. No. 477 was laid before the Senate, read third time, and passed finally.

House Joint Resolution No. 5.

The Chair laid before the Senate, on second reading,

H. J. R. No. 5, A joint resolution "Reducing the size of the Legislature and fixing salaries thereto."

The committee report, providing that the bill be not printed, was adopted.

The resolution was read and passed, by the following necessary two-thirds vote:

Yeas-29.

| Bailey. | Parnell. |
|-------------------|-----------|
| Berkeley. | Parr. |
| Bledsoe. | Pollard. |
| Bowers. | Price. |
| Davis. | Real. |
| Fairchild. | Reid. |
| Floyd. | Russek. |
| Hardin of Kaufman | n.Strong. |
| Holbrook. | Triplett. |
| Lewis. | Ward. |
| Miller. | Wirtz. |
| Moore of Hunt. | Witt. |
| Moore of Cooke. | Wood. |
| Murphy. | Woodward |

Absent.

Hardin of Erath. Stuart. Smith.

X

Bills Signed.

The Chair, Lieutenant Governor Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

H. B. No. 219. H. B. No. 628. H. B. No. 174. H. B. No. 100. H. B. No. 549. H. B. No. 561. H. B. No. 544. H. B. No. 473. H. B. No. 503. H. B. No. 555. H..B. No. 558. H. B. No. 672. H. B. No. 673. H. B. No. 658. H. B. No. 523. H. B. No. 76. H. B. No. 578. H. B. No. 588. H. B. No. 593. H. B. No. 600. H. B. No. 303. S. B. No. 442. S. B. No. 292.

S. B. No. 462.

H. C. R. No. 56. H. C. R. No. 54. S. C. R. No. 35.

House Bills on First Reading.

The following House Bills were laid before the Senate, read severally, first time and referred to appropriate committees:

H. B. No. 182, referred to Committee on State Affairs.

H. B. No. 263, referred to Committee on State Affairs.

H. B. No. 629, referred to Committee on State Affairs.

H. B. No. 649, referred to Committee on State Affairs.

H. B. No. 377, referred to Committee on State Affairs.

H. B. No. 494, referred to Commit-

tee on State Affairs. H. B. No. 337, referred to Commit-

tee on Agricultural Affairs.

H. B. No. 64, referred to Commit-

tee on Civil Jurisprudence.

H. B. No. 447, referred to Committee on State Affairs.

H. B. No. 221, referred to Committee on Criminal Jurisprudence.

H. J. R. No. 12, referred to Committee on Constitutional amendments.

Adjournment.

Senator Pollard moved to reconsider the vote by which the Senate passed H. B. No. 76 to a third reading.

Senator Murphy moved that the Senate adjourn until 10 o'clock tomorrow morning.

The motion was adopted, by the following vote:

Yeas-15.

| ı | Bailey. | Parr. |
|---|-------------------|-----------|
| | Bledsoe. | Real. |
| | Davis. | Russek. |
| ĺ | Hardin of Kaufman | Strong. |
| | Holbrook. | Triplett. |
| I | Moore of Cooke. | Ward. |
| | Murphy. | Wirtz. |
| | Parnell. | Witt. |

Nays-11.

| Berkeley. | Moore of Hunt. |
|-----------------------------|----------------|
| Bowers. | Pollard. |
| Fairchild. | Price. |
| Flovd. | Reid. |
| Floyd. Lewis. Miller. | Wood. |
| Miller. | |

Absent.

| Hardin of Erath. | Stuart. |
|------------------|-----------|
| Smith. | Woodward. |

APPENDIX.

Committee Reports.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

We, your Committee on Fi-Sir: nance, to whom was referred

H. B. No. 689, A bill to be entitled "An Act to make a supplementary appropriation out of the General Revenue of the State of Texas, not otherwise appropriated, for the support and maintenance of the State Ranger force, to be added to the appropriation as made by S. B. No. 183, passed by the Regular Session of the Thirtyninth Legislature, for the years beginning September 1, 1925, and ending August 31, 1927."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass,

and be not printed.

DAVIS, Chairman.

Committee Room Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Land and Land Office, to whom was re-

H. B. No. 912, A bill to be entitled "An Act requiring the screening of irrigation ditches to prevent fish escaping from other waters and coming into the waters of such irrigation ditches; making it an offense to violate or fail to comply with this Act; providing that the Act shall apply to Tom Green, Howard, Reagan, Glasscock, Irion and Sterling Counties only; prescribing penalties, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass,

and be not printed.

Real, Chairman; Bowers, Ward, Moore of Hunt, Moore of Cooke.

(Floor Report.)

Senate Chamber, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 331, A bill to be entitled "An Act fixing the venue of the offense of abortion."

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and pe printed.

Ward, Chairman; Bowers, Miller.

Smith, Stuart, Woodward.

(Floor Report.)

Senate Chamber, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

We, Sir: your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 151, A bill to be entitled "An Act defining embezzlement and prescribing a penalty for same."

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be printed.

Ward, Chairman; Bowers, Miller, Smith, Stuart, Strong, Wood, Wood-

ward.

(Floor Report.)

Senate Chamber, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

We, your Committee on Sir: Criminal Jurisprudence, to whom was referred

H. B. No. 133, A bill to be entitled "An Act amending Article Chapter 9a. Acts of 1913, Chapter 101, Section 1, of the Penal Code of 1913 of the Revised Penal Statutes of the State of Texas, so as to prescribe a heavier penalty for the desertion and failure to support wife or children by making the penalty a misdemeanor or felony, and declaring an emergency."

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and bе

printed.

Ward, Chairman; Bowers, Miller, nith, Stuart, Strong, Fairchild, Smith, Stuart, S Wood, Woodward.

(Floor Report.)

Senate Chamber, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 416, A bill to be entitled "An Act making unlawful the sale, offer for sale or exposing for sale, within this State for human consumption, or delivery to any common carrier for transportation, within this State, of immature, unripe or misbranded oranges or grapefruit; defining matured or ripened oranges or grapefruit; defining the offense of misbranding oranges or grapefruit; prescribing the powers of the Commissioner of Agriculture with regard to the provisions of this Act; making his official certificate admissible in evidence as prima facie proof of certain facts; prescribing the penalty for violation of the provisions of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Ward, Cumbhy, Fairchild, Chairman; Strong, Smith, Miller, Stuart.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 644, A bill to be entitled "An Act to amend Chapter 77, Section 1 of the Acts of the Regular Session, Thirty-eighth Legislature, preventing the sale of bass, white perch, crappie, channel or other catfish in the counties of Mills and Bell, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 311, A bill to be entitled "An Act authorizing any steam or electric railway company, street railway company, interurban railway company, sleeping car company, or other transportation company to transport on any intrastate trip in this State any blind person and his or her guide for the same fare that one person is required to pay or furnish, and declaring an emergency."

Have had the same under consideration, and I am instructed to re-

port the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 346, A bill to be entitled "An Act to provide for granting pensions to indigent widows of ex-Confederate soldiers, to declare who are entitled thereto and the amount thereof, and repeal all laws in conflict herewith."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State

Affairs, to whom was referred H. B. No. 538, A bill to be entitled "An Act to amend Section 1, Chapter 36, Acts of the Regular Session of the Thirty-second Legislature so as to change the condition of admission to the Confederate Woman's Home, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 597, A bill to be entitled "An Act authorizing an unmarried woman who is a notary public, and who shall marry during her term of office to continue to act with the county clerk, setting forth the fact of her marriage and her changed name."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 492, A bill to be entitled "An Act to amend Article 1160 of the Code of Criminal Procedure of the 1911 Revised Statutes of the State of Texas, as enacted by the Thirty-second Legislature of the State of Texas, Acts 1911, page 110, Section 1, so as to pay the grand jurors three (\$3.00) dollars per day, for each day or fraction thereof that they may serve.

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 540, A bill to be entitled "An Act to amend Article 208 of the Revised Statutes of 1911, so as to change the requirements for an application for admission to the Confederate Home, and declaring an emergency.

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was re-

H. B. No. 594, A bill to be entitled "An Act to create Sipe Springs Independent School District in Comanche County, Texas, including therein the present Sipe Springs Independent School District of said county, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Senate.

Sir: We, your Committee on Educational Affairs, to whom was re-

H. B. No. 667, A bill to be entitled "An Act to create the Glasscock County Independent School District in Glasscock County, Texas; defining its boundaries, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, March 17, 1925. Hon. Barry Miller, President of the Senate.

We, your Committee on Pub-Sir: lic Lands and Buildings, to whom was referred

H. B. No. 569, A bill to be entitled "An Act to validate all homestead claims or pre-emptions filed in the General Land Office July 16, 1888, and on which the residence of the first assignee cannot be proved but on which the second assignee has lived twenty years or more, and authorizing patents to be issued thereon, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Real, Chairman; Bledsoe, Berkeley, Bowers, Wood, Moore of Hunt, Moore of Cooke.

Committee Room, Austin, Texas, March 17, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

H. J. R. No. 9, A joint resolution "Proposing an amendment to Article 7 of the Constitution of the State of Texas, by changing Section 3, eliminating the provision authorizing the Legislature to create special districts and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room,

Austin, Texas, March 17, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

H. J. R. No. 11, A joint resolution "Proposing an amendment to Section 26, Article 4, of the Constitution of the State of Texas, to provide that the Governor of the State of Texas may appoint notaries public at any time and it shall not be necessary that notaries public appointed by the Governor be confirmed by the State Senate of Texas."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room.

Austin, Texas, March 17, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

H. J. R. No. 5, A joint resolution "Proposing an amendment to Section 2 and Section 24 of Article 3 of the Constitution of the State of Texas, to provide that the Senate shall consist of thirty-one members and the House of Representatives to consist of one hundred members, and fixing the salaries for the members, fixing the time for the election to be held for such an amendment, and making an appropriation to pay the expenses thereof.

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room. Austin, Texas, March 18, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State ·Highways and Motor Traffic, to whom was referred

H. B. No. 630, A bill to be entitled "An Act to create a more efficient road system for Hidalgo County, Texas, by creating Hidalgo County Independent Road District No. 1, designation of said district and of any bonds thereof; providing that said district shall be vested with all pass, and be not printed. the rights, powers and privileges

conferred upon defined road districts by General Laws; providing for the levy, assessment and collection of necessary taxes annually to pay interest and provide sinking fund for outstanding bonds heretofore issued by the district of which the district hereby created was formerly a part, and declaring an emergency.

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

FLOYD, Chairman.

Committee Room

Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 515, A bill to be entitled "An Act providing for the redemption of property sold under a judgment for taxes levied by any district organized under the laws of the State of Texas, and declaring an emergency.'

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BAILEY, Chairman.

Committee Room,

Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 263, A bill to be entitled "An Act requiring every agent or inspector of any railroad or other public carrier on demand of shipper or consignor examining any shipment of fruit, vegetable, grain, livestock or other farm product, prior to the shipment, to ascertain the condition thereof, to forthwith deliver to the shipper or consignor true copies of any and all reports or certificates by him made concerning the condition thereof; making the failure to observe such a requirement or the willful making or publication of a false report as to the condition thereof a misdemeanor, and providing a penalty therefor, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 494, A bill to be entitled "An Act making an appropriation for improving, repairing, cleaning and renovating the State Confederate Home located in the City of Austin, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 377, A bill to be entitled "An Act authorizing the trustees of any common or independent school district of this State to pay off and discharge any bonded indebtedness or any part thereof now or hereafter to be owned by the State permanent school fund, outstanding against any such common or independent school district at any interest paying date; and authorizing the State Board of Education to permit the redemption of such bonds within their discretion; providing the mode and manner of such redemption, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

H. J. R. No. 12, A joint resolution "Proposing an amendment to the Constitution of the State of Texas so as to increase the membership of the Supreme Court of Texas."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled bills, have had S. B. No. 292 carefully examined and compared, and find same correctly enrolled, and have this day at 5:50 o'clock presented the same to the Governor for her approval.

FLOYD, Chairman.

Committee Room.
Austin, Texas, March 18, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 442 carefully examined and compared, and find same correctly enrolled, and have this day at 4:17 o'clock presented the same to the Governor for her approval.

FLOYD, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 462 carefully examined and compared, and find same correctly enrolled, and have this day at 4:17 o'clock presented the same to the Governor for her approval.

FLOYD, Chairman.

Committee Room, Austin, Texas, March 18, 1925. Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 35 carefully examined and compared, and find same correctly enrolled, and have this day at 4:17 o'clock presented the same to the Governor for her approval.

FLOYD, Chairman.

FIFTY-FIRST DAY.

Senate Chamber, Austin, Texas, Thursday, March 19, 1925.

The Senate met at 10 o'clock a.m., pursuant to adjournment, and was called to order by Lieutenant Governor Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey. Berkeley. Bledsoe. Davis. Fairchild. Floyd.

Bowers.

Hardin of Erath.